

JOURNAL

OF THE

HOUSE OF REPRESENTATIVES,

DURING THE SESSIONS COMMENCING IN

JULY, SEPTEMBER, AND NOVEMBER, 1868,

HELD IN THE

CITY OF MONTGOMERY.

WITH AN INDEX,
PREPARED BY THE SECRETARY OF STATE.

MONTGOMERY, ALA.:

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JOURNAL.

HOUSE OF REPRESENTATIVES, }
July 13, 1868. }

In accordance with the proclamation of Wm. H. Smith, Governor elect, dated June 26, 1868, the House convened in the Hall of the House of Representatives at the capitol, in the city of Montgomery, on this the 13th day of July, A. D., 1868, at the hour of 12 o'clock, M.

On motion of Mr. Hardy, of Dallas,
The House was called to order.

Mr. Hardy then moved that Willard Warner, of Montgomery, be elected Speaker, and Wm. B. Cloud, of Montgomery, Clerk, *pro tem.* Carried.

On call of the roll, the following members answered to their names :

Messrs. Alston, Attaway, Baker, Bell, Blandon, Boyle, Burton, Bronson, Candee, Carraway, Childress, Chisholm, Corprew, Cox, Crossland, Daniel, Davis, Dereen, Diggs, Doster, Drawn, Emmons, Hurt, Hill, Holman, Houston, Inge, Jennings, Jones of Madison, Jones of Tuskaloosa, Kendrick, Kennemer, Lee, Lewis, Lore, Mahan, Masterson, Malone, McCraw, McCalley, Neville, Newsom, Page, Richards, Quinn, Richardson, Ronayne, Rose, Sanford, Shaw, Speed, Springfield, Smith of Morgan, Stewart, Stroback, Taylor of Winston, Taylor of Chambers, Thompson, Turner, Vanzandt, Warner, Weaver, White, Wilson, Wood and Yates. Total, 75.

The oath was then administered to the members by His Excellency, Wm. H. Smith, Provisional Governor.

A quorum being present, on motion by Mr. Warner,

The House proceeded to permanent organization, by electing the regular officers of the body.

Mr. McCraw of Chambers and Mr. Harrington of Mobile were put in nomination for Speaker.

Those who voted for Mr McCraw are, Messrs. Alley, Baker, Bell, Bogle, Blandon, Bronson, Childress, Chisholm, Corprew, Cox, Crossland, Daniel, Dereen, Diggs, Fister, Green, Gregory, Haley, Hardy, Harkins, Harris, Hart, Holman, Hurt, Inge, Jennings, Jones of Madison, Jones of Tuskaloosa, Kendrick, Kennemer, Lewis, Lore, Mahan, Masterson, Malone, Mancell, Neville, Newsom, Page, Reeves, Rice, Richards, Ronayne, Rose, Sanford, Springfield, Smith of Morgan, Taylor of Chambers, Taylor of Winston, Thompson, Thweatt, Tompkins, Tucker, Turner, Vanzandt, Walker, White, Williams, Wilson, Wood and Yates. Total, 60.

Those who voted for Mr. Harrington are, Messrs. Candee, Carraway, Drawn, Emmons, Hill, Jones of Tuskaloosa, Lee, Mastin, McCraw, Quinn, Richardson, Shaw, Stewart, Stroback, Warner and Weaver. Total, 16.

Mr. McCraw having received a majority of the whole vote cast, was declared duly elected Speaker of the House of Representatives for the term authorized by law.

The House then proceeded to the election of a clerk.

Wm. B. Cloud, of Montgomery,

D. Humphreys, of Morgan, and

T. M. Goodfellow, of Morgan,

Being in nomination—

Those who voted for Mr. Cloud are, Messrs. Alley, Alston, Blandon, Bronson, Candee, Childress, Corprew, Cox, Crossland, Dereen, Diggs, Drawn, Emmons, Green, Gregory, Hardy, Hart, Hill, Holman, Huston, Inge, Jones of Tuskaloosa, Kendrick, Lee, Lewis, Lore, Mahan, Masterson, Mastin, Malone, Neville, Page, Rose, Sanford, Shaw, Stewart, Stroback, Thompson, Tompkins, Tucker, Turner, Walker, Warner, Weaver, White, Wilson and Yates. Total, 47.

Those who voted for Mr. Goodfellow are, Messrs. Attaway, Baker, Bell, Bogle, Chisholm, Daniel, Doster, Fister, Haley, Harkins, Harrington, Hawley, Jennings, Jones of Madison, Kennemer, King, McCraw, McCally, Moore, Mancell, Newsom, Quinn, Reeves, Rice, Richardson, Ronayne, Speed, Springfield, Smith of Morgan, Stubblefield, Taylor of Chambers, Taylor of Winston, Thweatt, Tyner, Vanzandt, Williams and Wood. Total, 37.

Those who voted for Mr. Humphreys are, Messrs. —.

Mr. Cloud having received a majority of the whole vote cast, was declared duly elected Clerk of the House of Representatives for the term authorized by law.

After the second ballot, Mr. Humphreys' name was withdrawn.

Nominations for the Assistant Clerk being now in order,

Mr. Hardy nominated D. Humphreys ;

Mr. Thweatt nominated J. B. Trammell ;

Mr. Jennings nominated T. M. Goodfellow ;

Mr. Holland Thompson nominated Phillip Joseph.

Mr. ——— moved that the members should state the color of the nominee ;

Which motion was lost.

After the third ballot for the Assistant Clerk, all the candidates were withdrawn but the two highest.

Those voting for Mr. Goodfellow are, Messrs. Alley, Baker, Bell, Boyle, Bronson, Chisholm, Crossland, Daniel, Emmons, Fister, Haley, Harkins, Holman, Jennings, Jones of Madison, Kendrick, Kennemer, Lord, Mahan, Masterson, Mastin, Malone, McCalley, Mancell, Newsom, Page, Reeves, Rice, Ronayne, Sanford, Taylor of Chambers, Taylor of Winston, Vanzandt, Walker, Weaver, White, Wood and Yates—40.

Those voting for Mr. Humphreys are, Messrs. ———.

Mr. Goodfellow having received a majority of the whole vote cast, was elected assistant clerk of the House.

The election for an engrossing clerk was then gone into, which resulted in the election of D. Humphreys, of Morgan.

Mr. J. K. Appleby was then elected enrolling clerk of the House.

Hales Ellsworth, of Montgomery, was elected door keeper, and L. S. Berry, of Mobile, sergeant-at-arms.

On motion of Mr. Warner—

General Shepherd was invited to take a seat upon the speaker's stand.

Mr. Wilson was elected chaplain of the House.

On motion of Mr. Warner, the House informed the Senate that it had organized and was ready to proceed to business.

Message from the Senate.

Mr. Speaker :

I am instructed to announce to the House that the Senate have organized and are ready to proceed with business.

M. P. BLUE, Secretary.

Mr. Warner moved that a committee from the House be appointed to act with a like committee on the part of the Senate, to inform the Governor that the two Houses had organized and were ready to receive any communication he might have to make.

Messrs. Warner, Fister and Harrington were appointed by the chair, on the part of the House committee, to wait on the Governor.

Message from the Senate.

Mr. Speaker :

The Senate has adopted joint resolution, which originated in the House of Representatives, relative to an amendment to the constitution of the United States.

M. P. BLUE, Secretary.

On motion by Mr. Stewart,

A committee on privileges and elections was appointed by the chair.

Committee—Messrs. Stewart, Chisholm and Thweatt.

Mr. Warner moved that the credentials of members be referred to the committee on privileges and elections. Carried.

Mr. Hardy presented memorial from members elect from Lowndes county, which was referred to committee on elections.

On motion the House adjourned until 4 o'clock, P. M.

EVENING SESSION.

Mr. Harris moved to reconsider the vote by which Mr. Wilson was elected chaplain. Lost.

Message was received from the Governor by his Private Secretary, Mr. Dalton :

Mr. Speaker :

I am directed by the Governor to communicate to the House of Representatives a message in writing.

Very respectfully,

D. L. DALTON, private secretary.

Gentlemen of the Senate and House of Representatives :

I have received from Major General Meade, commanding the third military district, an official order, numbered one hundred, relating to the organization of the legislature of Alabama. A duly verified copy of the order is hereby transmitted for your information.

WM. H. SMITH,
Provisional Governor.

HEADQUARTERS, 3D MILITARY DISTRICT, }
Department of Georgia, Florida and Alabama, }
 Atlanta, Ga., July 9th, 1868.

General Orders, No. 100.

WHEREAS, By virtue of the act of Congress which became a law June the 25th, 1868, and of the proclamation of the Governor elect of the State of Alabama, opened in conformity therewith, the two Houses of the Legislature are directed to assemble at Montgomery on the 13th instant; and

Whereas, in view of the fact that until the State of Alabama has complied with the requirements of the act of Congress, entitling it to representation, all government and all offices in the State are provisional and subject to the direct authority of the district commander; and

Whereas, the usual mode of organizing legislative bodies is in this State impracticable. *It is ordered,*

1st. That the Honorable Wm. H. Smith, Provisional Governor of the State, proceed at 12 M., on the 13th instant, to effect such preliminary organization of both Houses of the Legislature as will enable the same to enter on the discharge of the duties assigned them by law.

2d. That before each House shall be considered legally organized the Provisional Governor will require that in conformity with the reconstruction acts, and the act which became a law June 25, 1868, each House, before proceeding to any business beyond organization, shall take measures to purge itself of all members who may be disqualified from holding office under the provisions of section 3d, amendment to the constitution known as Article XIV.

By order of Major General Meade:

R. C. DRUM,
 Assistant Adjutant General,

Official:

GEO. G. MEADE, A. D. C.

On motion, the House ordered that the Speaker be and is hereby authorized to employ as many assistant clerks as in his judgment may be needed during the session.

Mr. Warner offered a resolution relating to the 13th article of the amendment to the Constitution of the United States. Adopted.

YEAS—Messrs. Alley, Alston, Baker, Bell, Boyle, Brewington, Bronson, Camden, Carraway, Childress, Chisholm, Cox, Crossland, Daniel, Dereen, Diggs, Drawn, Emmons, Fister,

Greene, Gregory, Haley, Hardy, Harrington, Harris, Hart, Hill, Holman, Huston, Inge, Jennings, Jones of Madison, Jones of Tuskalooza, Kendrick, Kennemer, Lee, Lewis, Lore, Mahan, Masterson, Malone, McCloud, McCalley, Newsom, Page, Quinn, Richards, Richardson, Ronayne, Rose, Sanford, Shaw, Speed, Springfield, Smith, Stewart, Stoback, Taylor of Chambers, Taylor of Winston, Thompson, Turner, Vanzandt, Warner, Weaver, White, Williams, Wilson, Ward and Yates—71.

NAYS—Messrs. Blandon and Hurst—2.

REPORT OF COMMITTEE ON PRIVILEGES AND ELECTIONS.

The committee on privileges and elections, to which was referred the memorial of Thomas W. Armstrong and Nathan B. F. Brewington, claiming seats for themselves and John Ninninger as members of this House from the county of Lowndes, report :

That at the general election held in said county on the 4th 5th, 6th, 7th and 8th days of February, 1868, John Ninninger, Thomas W. Armstrong and Nathan B. F. Brewington, were candidates for election as members of the House of Representatives of Alabama; that they were the only candidates for said office voted for at said election, and received a large number of legal votes for said office; that twenty-eight hundred and fifty-eight votes were polled at said election, of which one hundred and fifty were counted out on Saturday, February 8th, 1868, all of which were for the aforesaid candidates.

That before the canvass of the votes was completed and the result declared, and between Saturday, February 8th, and Monday, February 10th, the ballot box containing the ballots and tally lists, which were deposited in the clerk's office for safe keeping, was stolen and afterwards found in a well, whereby it was impossible to complete said canvass. Your committee is of the opinion that said Armstrong, Ninninger and Brewington have received all the votes for members of the House of Representatives cast at said election, and were duly elected to the House. The committee recommend the adoption of the annexed resolution.

T. C. STEWART,
Chairman.

Resolved, That John Ninninger, T. W. Armstrong and Nathan B. F. Brewington are duly elected and are entitled to seats in this House; which report was adopted.

On motion by Mr. Warner, joint resolution relating to an amendment of the Constitution of the United States was read, said amendment being known as article 14.

WHEREAS, The thirty-ninth Congress of the United States, at its first session, passed the following proposition to amend the Constitution of the United States, by a constitutional majority of two-thirds thereof, in the following words, to-wit:

Joint resolution, proposing an amendment to the constitution of the United States:

Be it resolved by the Senate and House of Representatives of the United States of America in Congress assembled, (two-thirds of both houses concurring,) That the following article be proposed to the Legislatures of the several States, which, when ratified by three-fourths of said Legislatures, shall be valid as part of the constitution, namely—

ARTICLE XIV.

SECTION 1. All persons born or naturalized in the United States and subject to the jurisdiction thereof, are citizens of the United States, and of the State wherein they reside. No State shall make or enforce any law which shall abridge the privileges or immunities of citizens of the United States, nor shall any State deprive any person of life, liberty or property without due process of law, nor deny to any person within its jurisdiction, the equal protection of its laws.

SEC. 2. Representatives shall be apportioned among the several States according to their respective numbers, counting the whole number of persons in each State, excluding Indians not taxed; but when the right to vote at any election for the choice of electors for President and Vice-President of the United States, representatives in Congress, Executive and Judicial officers of the State or members of the Legislatures thereof, is denied to any of the male inhabitants of said States, being twenty-one years of age, and citizens of the United States, or in any way abridge, except for participation in rebellion or other crimes, the basis of representation therein shall be reduced in the proportion which the numbers of such male citizens shall bear to the whole number of male citizens twenty-one years of age in each State—

When Mr. Reeves moved to lay the resolution on the table ;
Lost.

The vote was then taken on the passage of the resolution ;
Which was adopted.

Ayes—Messrs. Alley, Alston, Baker, Bell, Blandon, Boyle, Bronson, Candee, Carraway, Childress, Chisholm, Cox, Crossland, Daniel, Dereen, Diggs, Drawn, Emmons, Fisher, Greene, Gregory, Hardy, Harrington, Harris, Hurt, Hill, Holman, Huston, Inge, Jennings, Jones of Madison, Jones of Tuskaloosa, Kendrick, Kennemer, Lee, Lewis, Lore, Mahan, Masterson, Martin, Malone, McCraw, McCalley, Newsom, Posey, Richards, Richardson, Ronayne, Sanford, Shaw, Springfield, Smith, Stuart, Stroback, Taylor of Winston, Thompson, Tucker, Turner, Tyner, Vanzandt, Warner, Weaver, White, Williams, Wilson, Wood and Yates—67.

Nays—Messrs. Hurt, Mancell, Neville, Reeves—4.

A committee of five was appointed to seat the members of the House, to report to-morrow morning.

On motion, the messages and documents communicated by the Governor will be referred to the committee on privileges and elections.

On motion, until otherwise ordered, the daily adjournment of the House shall be until 10 o'clock A. M., of the following day, and the recess until four P. M. same day ;

Amended so as to meet at 9 A. M.

On motion,

House adjourned till 9 o'clock to-morrow morning.

SECOND DAY.

HOUSE OF REPRESENTATIVES, }
July 14, 1868. }

House met pursuant to adjournment.

Prayer by the Chaplain, Mr. Wilson.

Journal of yesterday read and approved

Mr. Mancell asked leave of the House to have his vote recorded on the journals against the adoption of the 14th article proposed as an amendment to the constitution of the United States ;

Granted.

Mr. Moore presented his credentials and was sworn in.

Mr. Moore, also, asked leave to have his vote recorded against the passage of the joint resolution by the House amending the constitution of the United States, known as article "14";

Granted.

Mr. Warner offered a resolution, that a joint committee of

three on the part of the House, be appointed to act with a similar committee on the part of the Senate, to wait on the Governor elect, to know at what time it will be his pleasure to be inaugurated in the presence of the two Houses ;

Adopted.

Mr. Warner offered a resolution, that until otherwise ordered, the rules of the late constitutional convention be adopted as the rules of the House ;

Adopted.

Mr. Stroback moved that the Chaplain of the House be instructed to shorten his prayers ;

Carried.

Mr. Vanzandt offered a resolution that the speaker appoint the following standing committees ;

Which was adopted :

A committee on the judiciary, ways and means, military affairs, local legislation, federal relations, corporations, internal improvements, education, accounts and claims, penitentiary and State capitol, enrolled bills, counties and county boundaries, public roads and highways.

Mr. Fister offered a joint resolution on rules and orders, as follows :

Resolved, That a joint committee on rules and orders be appointed, consisting of three Senators and five Representatives, for the purpose of preparing joint rules and orders for the government of the two Houses in the transaction of joint business, and that said Senators be appointed a committee to prepare and present rules and orders for the use of the Senate, and that said Representatives so appointed be a committee to prepare and present rules and orders for the use of the House of Representatives.

Resolved, That the aforesaid committee have permission to sit during the hours of the session, and that they are requested to report as early as practicable ;

Adopted.

Committee—Messrs. Fister, Vanzandt, Moore, Neville and Carraway.

Mr. Stroback moved that the clerk be authorized to appoint two men to take care of the Hall, carry water, &c. Carried.

REPORT OF COMMITTEE ON SEATS.

The committee on seats made the following report :

Seats No. 1 and 2 are assigned to Tallapoosa ;
 " 3 " 4 to Russell ;
 " 5 " 6 to Franklin ;
 " 7 to Baldwin ;
 " 8 " 9 to Bullock ;
 " 10 to Bibb ;
 " 11 " 12 to Lawrence ;
 " 13 to Coosa ;
 " 14 to DeKalb ;
 " 15 to Lauderdale ;
 " 16, 17, 18 to Barbour ;
 " 19 to Chambers ;
 " 20 to Clay ;
 " 21 to Conecuh ;
 " 22 to Pike ;
 " 23 to Dale ;
 " 24 to Elmore ;
 " 25 to Franklin ;
 " 26 and 27 to Greene ;
 " 28 " 29 to Hale ;
 " 30, 31, 32 to Jackson ;
 " 33 to Autauga ;
 " 34, 35, 36 to Lowndes ;
 " 37 and 38 to Lee ;
 " 39 " 40 to Lawrence ;
 " 41 to Limestone ;
 " 42 to Marion ;
 " 43 to Monroe ;
 " 44 to Morgan ;
 " 46 and 47 to Marengo ;
 " 48, 49, 50, 51, 52 to Montgomery ;
 " 53, 54, 55 to Perry ;
 " 56 to Cleburne ;
 " 57 to Calhoun ;
 " 58 to Randolph ;
 " 59, 60, 61 to Sumter ;
 " 62 to Shelby ;
 " 63 to Walker ;
 " 64 to Washington ;
 " 65, 66, 67 to Wilcox ;
 " 68 to Butler ;
 " 69 to Covington ;
 " 70 to Crenshaw ;
 " 71 to Coffee ;
 " 72 to Cherokee ;

- “ 73 and 74 to Pickens ;
- “ 75, 76, 77, 78, 79 to Mobile ;
- “ 80 and 81 to Marion ;
- “ 82 to Blount ;
- “ 83 “ 84 to Tuscaloosa ;
- “ 85 to Clarke ;
- “ 86, 87, 88 to Dallas ;
- “ 90 and 92 to Talladega ;
- “ 94 to Calhoun ;
- “ 95 to Cleburne ;
- “ 96 to Marshall ;
- “ 97, 98, 99, 100 to Madison ;
- “ 45 to Winston.

Report concurred in.

Committee—Messrs. Candee, Hart and Hardy.

Mr. Warner offered the following resolution :

That the clerk of the House be directed to furnish to the members of the House a temporary supply of stationery ;

Which was adopted.

The following message was received from the Governor .

Mr. Speaker :

I am directed by the Governor to inform the House that he has approved and signed a joint resolution which originated in the House, to be entitled as follows :

Ratifying an amendment to the Constitution of the United States, known as Article XIV.

Very respectfully,

Your obedient servant,

D. L. DALTON,

Private Secretary.

On motion, the Speaker of the House was authorized to employ any additional clerical force necessary to carry on the business of the body. Carried.

Messrs. Mastin and Wood asked permission to have their votes recorded against the joint resolution passed by the House authorizing an amendment to the Constitution of the United States, known as Article XIV. Leave granted.

Mr. Vanzandt offered a resolution, that the sergeant-at-arms furnish a sufficient number of copies of the rules adopted by the House. Adopted.

Message from the Senate.

Mr. Speaker :

The Senate has concurred in House joint resolutions providing for the appointment of a joint committee of the two Houses on rules and orders, and Messrs. Sibley, Pennington and McAfee are appointed the committee on the part of the Senate.

M. P. BLUE,
Secretary of Senate.

Mr. Carraway moved that the sergeant-at-arms be directed to furnish chairs to seat the Senate. Carried.

Mr. Warner offered the following resolution :

Resolved by the General Assembly of Alabama, that the two Houses meet in joint convention in the hall of the House at the hour of half past eleven o'clock, A. M., this day, in order that the Governor elect may take the oath of office and deliver his message as required by the constitution of Alabama. Adopted.

The hour of 12 M. having arrived, the two Houses met in joint convention in the hall of the House for the purpose of inaugurating the Governor elect of the State.

Mr. Pennington moved that a messenger be sent to the Governor elect, informing him that both branches of the Legislature are assembled in convention for the purpose of administering to him the constitutional oath necessary to qualify him to enter upon the discharge of his official duties and hear such communication as he may be pleased to make. Carried.

The speaker then appointed Mr. Pennington for that purpose.

The Governor then made his appearance at the bar of the convention, when the oath was administered to him by the speaker of the House.

In the presence of the General Assembly of Alabama, his Excellency informed the convention that he would communicate what he had to say by written messages to either House. The Senate then retired.

When on motion of Mr. Hardy,

The House adjourned until to-morrow at 10 o'clock, A. M.

THIRD DAY.

HOUSE OF REPRESENTATIVES, }
 July 15, 1868. }

House met pursuant to adjournment.

Prayer by the chaplain, Mr. Wilson.

Journal of yesterday was read and approved.

Message from the Governor by his private secretary, Mr. Dalton.

Mr. Speaker :

I am directed by the Governor to communicate a message to this House in writing.

Very respectfully,

Your obedient servant,

D. L. DALTON, Secretary.

EXECUTIVE DEPARTMENT, }
 STATE OF ALABAMA, }
 Montgomery, July 14, 1868. }

Gentlemen of the Senate and House of Representatives :

In assuming the duties of Governor of the State of Alabama, it will doubtless be expected of me to make at least a few general remarks to you, as the representatives of the people, touching the condition and the needs of the Commonwealth.

I congratulate you upon the near restoration of our beloved State to that place in the Federal Union from which the mad counsels of folly and ambition so rudely tore her, and in which alone she can realize the blessings of peace and prosperity. It is especially gratifying that she will resume her place in the nation with a constitution embodying the fullest assertion of the just principle set forth in the Declaration of Independence—"That all men are created equal; that they are endowed by their creator with certain inalienable rights; that among these are life, liberty and the pursuit of happiness,"—the principle which underlies the whole fabric of our National Government, and by which, in her short history, our country has achieved results hitherto unexampled in the world's annals. This principle has heretofore been applied to but a portion of our people. We now enter upon a new era, in which it is to be made applicable to all classes; and as its partial operation has resulted so beneficially in the past, it is no vio-

lent presumption to suppose that its more extended application in the future will secure to us correspondingly greater blessings. It will be for you, gentlemen of the General Assembly, to frame the laws necessary to give effect to this principle. To this end, you will need to exercise great moderation and firmness, and to avoid violence, so that all shall see in the future of the State, the wisdom and truth of the policy which seeks the good of the whole by the enfranchisement, the protection and the elevation of each individual member. Our constitution affords to every man the same opportunities enjoyed by other men, upon the single condition that he will not seek to deprive his fellows of that which he esteems to be good for himself. Let our laws, made in pursuance of the constitution, conform in like manner and justice and even-handed dealing, so that the humble or the ignorant shall have the same opportunity for the development of himself and his children with his more fortunate neighbor. Give every one encouragement to work out his own elevation, and from the efforts of individuals to advance themselves, we shall have the highest possible aggregate development of the State.

You are doubtless aware that many good citizens of Alabama have been misled by the enemies of reconstruction into a false belief concerning the purposes and aims of the new government. They have been made to believe that the government about to be inaugurated would be one of great extravagance and improper application of the public funds, burdening the State so as to drive out good citizens and prevent others coming in. It will be a satisfaction to us to show by our actions the falsity of these misrepresentations, and to prove that the most judicious management of the public finances is not only compatible with, but is a natural effect of the enlarged and liberal ideas we have adopted as the basis of our political actions.

It is a matter of hearty congratulation in this connection, that with the assurance of her restoration to the Union, the bonds of Alabama have materially appreciated in the chief money market of the country. The generous confidence shown by capitalists in the integrity, as well as in the prosperity of our State, under her improved and liberal form of government will, I doubt not, be appreciated and reciprocated by you in efforts to maintain inviolate the good faith and honor of the State, and to show that the most stable and successful government rests naturally upon the most just and free institutions. To this end the utmost economy should be practised, consistent with fair remuneration for valuable ser-

vices, and that due regard for the advancement of their interests which the people of the State have a right to expect at your hands.

The first of these interests is that of education. A sound and thorough common school system is not only the great want but the only hope of the commonwealth. We are far behind most of our sister States in this respect. Thirty-seven thousand and six hundred of the adult white population of Alabama in 1860 could not read and write, and the colored people are still more deficient in education. The operation of our old labor system, now happily passed away, tended naturally to the production of one class possessing lands, wealth and education; and of another and larger class poor, depressed, and almost destitute of knowledge or desire for improvement. With enlarged freedom and full opportunities for individual development should come, the most ample facilities for obtaining that information that makes a man the peer of his fellows, and enables him to protect his own interests, at the same that he is better fitted to discharge his duties as a citizen. We must see to it that every one in the State shall have an opportunity of acquiring an education. For this purpose the expenditure need not be lavish or extravagant; but it should be ample and ungrudgingly bestowed, the more so as it is by far the best use to which the public funds can be devoted. It is true economy for the State to promote the education of all her children, for by no other investment will she so surely and so abundantly be repaid. The history of the States of this Union fully proves that the material prosperity of the commonwealth advances in the same degree that education is diffused among the masses of the people. It is with States as with the pyramids; the greatest danger lies at the base. If the foundation is not made secure by the education of the masses who form the basis of the nation, the whole superstructure must sooner or later inevitably crumble.

It will be for the Board of Education to arrange the details of the school system, subject to your power of revision.—I trust that the wisdom and advantages of the laws to be made in this connection will soon crimson with shame the cheeks of the authors of the senseless outcries raised by the enemies of our free Constitution against its provisions for universal education.

Your attention will also be directed to the development of our material resources and natural advantages. The same system of labor which heretofore imposed ignorance upon the masses of the community, led our law-makers to neglect

the elements of wealth with which Alabama is blessed by the Creator beyond almost any other State. Controlled by a rich and prosperous class, naturally indisposed to share their monopoly of profitable production, and averse to the introduction of diversified industry, lest its possessors might prove missionaries of doctrines inimical to that system upon which their prosperity apparently depended, our former legislators made but few efforts to attract to Alabama the population, labor and enterprize which have made other States outgrow her in numbers and wealth.

Our vast timber region has been comparatively unproductive ; our grazing lands are ranged over by worthless dogs instead of sheep ; our agriculture has been confined to a single staple, and pursued with reckless disregard of its plainest laws ; and our unsurpassed water power is suffered to run unimproved to the sea.

To change our policy in regard to these interests, to foster every enterprise that seeks to develop the natural wealth of the State, and to attract hither a portion of the great foreign navigation as well as of the skilled labor and capital of the North, will be a pleasant and profitable task, and will doubtless engage your earliest and earnest attention.

The Constitution recognizes the importance of our industrial interests, by committing them to the charge of a special department, for the support and efficiency of which it will be necessary for you to provide. To this department also is assigned the charge of the prosecution of a geological survey of the State. It is highly necessary that this great want should be supplied as soon as it can be done consistently with thoroughness and accuracy.

The work of Professor Tuomey is a mere outline of the picture he did not live to complete, but its usefulness, and the avidity with which it is sought after by capitalists and men of science, clearly show the need of a complete and particular survey of the State.

It is also your duty, gentlemen, under the provisions of the Constitution, and in accordance with the usage of this and other States, to provide a suitable organization of militia. We trust that the mission of the bullet has forever ended in our country, and that our work is henceforth to be prosecuted beneath the white wings of the Angel of Peace. It is hoped, therefore that there will be no necessity for legislation in this respect, further than to provide such an organization of the militia of Alabama as will show to any who are evil disposed, that the authorities have means at command promptly

to meet and punish any attempt to disturb harmony and good order.

It will be well, in preparing the law for this purpose, to provide all necessary safeguards against the improper use of the organization. We would neither force or threaten any who are law-abiding and peacefully disposed; and it is confidently believed that we shall find no more use for the militia hereafter than we had before the rebellion.

It may be well also to adopt such measures as may seem to you fit to preserve inviolate the perfect freedom of the ballot, and to provide certain and severe punishment for bribery and intimidation of voters. Your duty in this respect is plainly prescribed in Section 36 of the Bill of Rights, and recent experience in this and adjoining States show the necessity of stringent legislation on this subject.

The Constitution requires the General Assembly to provide, from time to time, for a registration of electors, and it will be necessary to make some provision at your present session as a preparation for the approaching general election. The main objection to any system of registration is its expense, and an opportunity will be afforded you in framing this law, to show your purpose to secure the most economical administration of the government.

It will be well, in my opinion, by a simple act of legislation, to conform the Code of Alabama to the changed relations of a part of our people, and the alterations made in the organic law. I think it will be only necessary to make those provisions apply to all citizens which were heretofore restricted in their operation to white persons only. The Code is a very good one. It embodies the wisdom of many able jurists and wise men; its provisions have been the subject of well known decisions by learned judges, and are well settled and correct in principle. To discard it for a new one would be to incur a great expense, to entail much litigation upon the people, and after all, perhaps to exchange it for an inferior system.

It is made my duty by the Constitution to report to you the condition of the State and her public institutions. It is impossible for me at this time to comply with this requirement as fully as I would like, having no reports from the State institutions, and being unfamiliar with the details of the financial affairs of the Commonwealth. I have, however, been kindly furnished by Governor Robert M. Patton with an exhibit of the financial condition, which I beg leave to submit to you instead of any statement of my own.

With fortunes wrecked by civil war, our people are very poor, and the burthens of the government, under the most favorable circumstances, will necessarily be felt to be grievous. Let us then proceed with wisdom and caution. Let us make no violent changes in the laws or their administration. Let our only innovations be such as will adapt our institutions to the new basis of enlarged freedom, and secure the utmost possible benefit from our great natural wealth and our geographical advantages.

Above all, let us have peace, and as a great step towards peace—as an earnest to all our fellow citizens, that we mean peace and good will to all, I respectfully suggest to you the propriety of availing yourselves of the power, wisely conferred upon you by the constitution, of removing the disability to vote, imposed by the second clause of the third section of article seven of the constitution, upon those who are disqualified from holding office by the proposed amendment to the constitution of the United States, known as article XIV. The registration oath required to be taken by the voter, is intended to guarantee the perpetual possession of civil and political rights by all men in Alabama. I deem any disfranchisement unwise, except for crime.

It has been truly remarked, that any large number of persons disfranchised by law, will speedily constitute a running sore upon the body politic. Let us rather avoid such an evil than be compelled to find remedies for it. Our constitution, with this exception, provides for the civil and political equality of all men. Let us do away with the exception, and make our organic law perfect in its work of guaranteeing civil liberty to all men.

In conclusion, gentlemen, you will pardon me for again reminding you that you have assembled to legislate in the interests of the whole people. Knowing you as I do, and judging of your motives by what I know of my own, I am assured that you will perform your duty in no bitter or partisan spirit, and that your acts will one and all promote the prosperity and welfare of every citizen.

The waves of popular feeling run high after such a storm as that from which we are now emerging, and the tendency of man, whose feelings have been outraged by wanton insults and merciless abuse and slander, is naturally toward retaliation when power is in their hands. But our revenge, if we need any, will be best obtained by steadily pursuing such a wise and prudent policy in the administration of the Govern-

ment as will command the confidence and respect of all true hearted and patriotic men.

Divesting ourselves of all selfish and partisan animosities, and cultivating that magnanimity of spirit which springs from the consciousness of right, let us endeavor to act well our part in this eventful age. With singleness of purpose, let us so legislate for this great Commonwealth that coming generations shall look back to this day as the brightest era in our history, and cherish in grateful remembrance those who have been the benefactors of their race.

Recognizing our dependence upon Almighty God, in whose hands are the destinies of nations, and imploring his benediction upon your counsels, may peace and prosperity crown your efforts, and spread, not only over this Commonwealth, but over all the States of our restored and regenerated Union.

WM. H. SMITH.

Which, on motion of Mr. Hardy,

Was laid on the table and three thousand copies ordered to be printed.

Mr. Hardy presented a petition from Mr. C. P. Simmons, contesting the seat of Levi Mahan, from Franklin county ;

Which was referred to the committee on elections.

Mr. Hardy also presented a petition from J. C. Jolly, contesting the seat of J. G. Moore of Coffee county :

MONTGOMERY, ALA., }
July 14, 1868. }

To the Honorable House of Representatives :

GENTLEMEN—I have the honor to respectfully demand my seat in the House of Representatives, now filled by J. G. Moore of Coffee county, and respectfully request that a committee be appointed to investigate my claims.

I have the honor to be,

Very respectfully,

Your obedient serv't,

J. C. JOLLY.

Which was referred to the committee on elections.

Mr. Warner presented the credentials of Messrs. Doster and Stubblefield, representing the counties of Barbour, Shelby and Walker.

They were sworn in by the Speaker, and took their seats.

Mr. Vanzandt offered the following resolution :

Resolved, That the following committees be appointed by the Speaker, to-wit :

A committee on the State University, and a committee on the asylum for the deaf and dumb.

Mr. Fister presented a report from the committee on rules and regulations for the government of the House ;

Which was concurred in.

Mr. Vanzandt offered the following resolution,

Which was adopted :

Resolved, That two hundred copies of the rules of the House be printed for the use of the members.

The Speaker presented to the House a report from John Whiting, Commissioner and Trustee, on the State finances ;

Which, on motion of Mr. Hardy, was referred to the committee on finance, and one thousand copies ordered to be printed.

Mr. Warner offered the following resolution :

Resolved, That until otherwise ordered, the clerk of the House be authorized and directed to provide for such printing as the House may order ;

Adopted.

Mr. Stewart moved that two more members be added to the committee on elections ;

Whereupon the Speaker added the names of Messrs. Warner and Harrington.

On motion of Mr. Dereen,

The House adjourned.

FOURTH DAY.

HALL OF THE HOUSE OF REPRESENTATIVES, }
 July 16, 1868. }

House met pursuant to adjournment.

Prayer by the chaplain.

Journal of yesterday was read and approved.

Mr. Hubbard, of Pike, presented his credentials, and was sworn in and took his seat.

CALL OF THE COUNTIES.

On the call of the counties, the following bills were introduced :

Mr. Vanzandt, a bill to make Mary E. McClure, of Coosa, a free dealer ;

Which was read twice, under a suspension of the constitutional rule, and referred to the judiciary committee.

Mr. Vanzandt, a bill for the relief of Louisa F. Thompson, of Coosa county ;

Which was read twice under a suspension of the constitutional rule and referred to the judiciary committee ;

Mr. Chisholm, a bill to repeal an act allowing fifty per cent. additional compensation to executors and administrators in the county of Lauderdale ;

Which was read twice under a suspension of the constitutional rule and referred to the committee on the judiciary.

Mr. Haley, a bill to make Martha Jane Hall a free dealer ;

Which was read twice under a suspension of the constitutional rule and referred to the committee on the judiciary.

Mr. Carraway, a bill to inflict penalties upon common carriers and their agents for violation of law in making unjust and illegal distinctions based on color, race and previous condition ;

Which was read once.

Mr. Harrington, a bill for the relief of John S. Clark, of Mobile ;

Was read once.

Also, a bill for the establishment of laws for the State of Alabama ;

Which was read once.

Mr. Harrington offered the following resolution :

Resolved, That the speaker of the House appoint standing committees on industrial resources, fees and salaries ;

Which was adopted.

Mr. Warner, a bill to consolidate and change the name of certain rail road companies ;

Which was read once.

Mr. Warner also offered the following joint resolution :

Resolved, That the speaker of the House be and is hereby authorized and required to appoint (the Senate concurring) a committee of three members to act in concert with a like committee to be raised in the Senate, whose duty it shall be to assign to the Governor, Secretary of State, Attorney General, Auditor, Treasurer, Superintendent of Education and Superintendent of Industrial Resources, suitable offices in the capitol building for the custody of property belonging to their respective offices and for the transaction of official business, and that they report as early as practicable ;

Resolution adopted.

The speaker announced the names of the standing committees for the session as follows :

On Judiciary—Messrs. Harrington, Hardy, Chisholm, Hubbard, Thweatt, Neville, Richards, Masterson and Rice.

On Ways and Means—Messrs. Warner, Malone, Walker, Stroback, Moore, Carraway, Drawn, Vanzandt and Sanford.

On Finance—Messrs. Stewart, Corprew, Crossland, Kenner, Burton, Hardy and Turner.

On Military Affairs—Messrs. Candee, Springfield, Quinn, Mancell, Thompson, Mastin, Harris, Tyner and McCalley.

On Education—Messrs. Stewart, Emmons, Moore, Brewington, Austin, Jones, Neville, Tompkins and Weaver.

On Internal Improvements—Messrs. Warner, Haley, Hawley, Attaway, Springfield, King and Smith.

On Corporations—Messrs. Newsom, Childress, Holman, Taylor, W. L. Harris and Inge.

On Accounts and Claims—Messrs. Richardson, Page, Tucker, Vanzandt, Gregory, Wood, Williams, Diggs and Taylor of Chambers.

On Capitol—Messrs. Fister, King, Alley, Kendrick and Hill.

On Penitencary—Messrs. Vanzandt, Armstrong and Hawkins.

On Public Printing—Messrs. Stubblefield, Shaw and Ninninger.

On Enrolled Bills—Messrs. Emmons, Hart and Cox.

On County Boundaries—Messrs. Dunn, Quinn, Taylor, Jones, Bronson, Speed, Ronayne, Hart and Rose.

On Roads and Highways—Messrs. Richardson, Bell, Baker, Yates, Doster, Wood and Houston.

On Local Legislation—Messrs. Thweatt, Jennings, Tucker, Daniels, Emmons, Davis, Blandon and Reeves.

On Federal Relations—Messrs. Chisholm, Wilson, White, Fister, Lore, Wood, Alexander, Hurt and Warner.

On Internal Resources—Messrs. Quinn, Jones of Tuscaloosa, Stubblefield and Wilson.

On Fees and Salaries—Messrs. Shaw, Richards, Tompkins, Williams and Vanzandt.

Mr. Taylor, of Winston, presented a petition for the relief of the probate judge of Winston county, which was referred to a committee of three, consisting of Messrs. Stroback, Moore and Richardson.

Mr. Warner offered the following resolution :

Resolved, That the clerk of the House be authorized and directed to have one hundred and fifty copies of all bills and

resolutions introduced into the House printed, unless the House should, on motion, dispense with such printing.

Mr. Carraway offered the following substitute :

Resolved, That three hundred copies of the journal of this House, including all bills and resolutions, be printed daily, and that two copies be furnished to each member ;

Lost.

Mr. Gregory then offered a substitute :

Resolved, That a committee of three be appointed to arrange for the printing of the daily proceedings of the House, in an official journal, and that fifteen copies of the same be placed daily on the desk of each member ;

Lost.

Mr. Turner offered a substitute,

That the House shall order such bills as it may think proper be printed, and none others ;

This substitute was adopted.

The House, on motion of Mr. Vanzandt, took from the table Senate bill to confer upon certain officers authority to administer the oaths of office ;

Which was read severally three times under a suspension of the constitutional rule, and passed.

Mr. Malone offered the following resolution :

Resolved, That the committee on printing be authorized and directed to make a contract for such printing as the House may order, such contract to be reported to the House for its approval.

Mr. Hurt offered the following resolution :

Resolved, That the Senate and House of Representatives meet in joint convention in the Hall of the House to-morrow, at 11.30 A. M. to elect a State printer ;

Adopted.

Mr. Vanzandt offered joint resolution to provide for the enfranchisement of all the citizens of Alabama ;

Which, on motion of Mr. Smith of Morgan, was laid on the table.

Mr. Lewis offered the following resolution :

Resolved, That Friday and Saturday of each week during the sitting of the Assembly, be set apart for the consideration of bills, and business of a private nature, in preference to anything else ;

Lost.

Mr. Stewart, moved to reconsider the vote by which Mr. Turner's substitute for Mr. Warner's resolution on printing was adopted ; which was carried.

The yeas and nays were called for on the original resolution ;
Which was adopted.

YEAS—Messrs. Speaker, Armstrong, Austin, Blandon, Carraway, Cox, Crossland, Daniel, Dereen, Diggs, Doster, Drawn, Emmons, Gregory, Harrington, Harris, Hill, Holman, Houston, Inge, Jennings, Jones of Madison, Jones of Tuskaloosa, Kendrick, Kennemer, Lee, Lewis, Lore, Mahan, McCally, Ninninger, Page, Quinn, Richards, Ronayne, Shaw, Stewart, Stroback, Stubblefield, Taylor of Chambers, Taylor of Winston, Thompson, Walker, Warner, Weaver, White, Williams, Wilson, Wood and Yates—50.

NAYS—Messrs. Attaway, Candee, Chisholm, Greene, Hales Hart, Hubbard, Hurt, Masterson, Malone, Moore, Mancell Newsom, Reeves, Richardson, Sanford, Springfield, Smith o Morgan, Thweatt, Tompkins, Tucker and Vanzandt—22.

The House then adjourned till 4 o'clock, P. M.

AFTERNOON SESSION.

House met pursuant to adjournment.

Mr. Carraway, a bill to remove all disabilities from holding office; and sitting on juries, on account of race or color ;

Read once.

Mr. Fister, a bill to change the time of holding the circuit court of Cleburne county.

Mr. Hardy offered the following resolution :

Resolved, That the committee on the penitentiary be instructed to accept the offer of the present lessee, and that they have permission to visit such places as they may deem necessary, in order to make a correct report, and that said report should be made before the close of this session ;

Adopted.

Mr. Hardy offered the following joint resolutions :

Restraining the State Treasury from further disbursing the school fund :

Which, on the call for the yeas and nays, was passed ;

YEAS—Messrs. Armstrong, Alley, Austin, Attaway, Baker, Blandon, Brewington, Candee, Carraway, Cox, Crossland, Dereen, Diggs, Drawn, Emmons, Greene, Gregory, Hardy, Harrington, Harris, Hurt, Hill, Holman, Houston, Inge, Jones of Madison, Jones of Tuskaloosa, Lee, Lewis, Lore, McCally, Ninninger, Page, Richards, Richardson, Ronayne, Rose, Sanford, Shaw, Stewart, Stroback, Stubblefield, Thompson, Tucker, Turner, Warner, Williams and Wilson. Total, 49.

NAYS—Messrs. Bell, Boyle, Bronson, Childress, Chisholm,

Corprew, Davis, Doster, Fister, Haley, Larkins, Hewling, Hubbard, Jennings, Kendrick, Mahan, Masterson, Malone, Moore, Mancell, Neville, Newsom, Reeves, Springfield, Smith of Morgan, Taylor of Chambers, Taylor of Winston, Thweatt, Tompkins, Vanzandt, Walker, Wood, Yates. Total, 34.

Mr. Stroback, a bill to continue the city court of Montgomery ;

Read once.

Mr. Hardy, a bill for the relief of the members of the late Constiitutional Convention of this State ;

Read once.

Mr. Stroback, a bill to regulate certain offices herein specified ;

Read once.

Mr. McCraw, a bill to make Elizabeth James a free dealer ;

Read twice and referred to the committee on the judiciary.

Mr. McCraw, a bill to make Georgia V. Robinson a free dealer ;

Read once.

Mr. Wilson, a bill granting James M. Jackson certain rights tehrein named ;

Read once.

Mr. Wilson, a bill for the relief of Wm. A. Masterson ;

Read once.

Mr. Wilson, a bill allowing J. M. Jackson to collect wharfage ;

Read twice under suspension of the rule and referred to judiciary committee.

Mr. Dereen, a bill to protect electors ;

Read once and ordered printed.

On motion of Mr. Fister the House adjourned.

FIFTH DAY,

HOUSE OF REPRESENTATIVES, }
July 17, 1868. }

House met pursuant to adjournment.

Prayer by the Chaplain, Mr. Wilson.

Journal of yesterday read, when Mr. Fister's name was substituted for Mr. Vanzandt's on the penitentiary committee, Mr. Hardy's name was added to that of iudustrial resources.

The journal was then read and approved.

Mr. Stroback moved to reconsider the vote adotping Mr. Warner's resolution on printing. Carried.

The resolution was then reconsidered, and moved that only such matter shall be printed as the House order by resolution.

Mr. Hurt moved to reconsider the vote on yesterday by which only the bill on preventing electors from, &c., was ordered printed. Carried.

CALL OF THE COUNTIES.

Mr. Alley, a bill to allow compensation to the commissioners of roads and revenue for Baldwin county;

Read once.

Mr. Taylor of Chambers, a bill for the relief of Sarah A. Cochran;

Read once.

Mr. Vanzandt, a bill to regulate tax collecting by justices of the peace, which, on motion of Mr. Hart, was laid on the table.

Mr. Vanzandt, a bill to make the appointment of overseers and supervisors of public roads in the county of Coosa;

Mr. Vanzandt, a bill to lay off the county of Coosa into four commissioners' districts;

Read once.

Mr. Mancell, to change the name of Covington county;

Read once.

Mr. Greene, to repeal a certain section of an act therein named;

Read once.

Mr. Walker, to remove the disabilities of certain persons disqualified under the 2d clause of section 3d, article 7, of the constitution of Alabama;

Mr. Chisholm, to authorize the admission of parol testimony in certain cases;

Read once.

Mr. Jennings, to regulate the publication of legal notices;

Read once, and one hundred and fifty copies ordered to be printed.

A message was received from the Senate, as follows :

Mr. Speaker :

I am directed by the Senate to inform the House of its having originated and passed bills of the following titles, to-wit:

To authorize the issuance of certificates of election to certain officers ;

In relation to the charter of the New Orleans, Mobile and Chattannooga Railroad, and to repeal sections 21 and 22 thereof ;

To regulate the execution and approval of the official bonds of State and county officers and for other purposes ;

Joint resolutions relative to the school fund ;

And of thanks to Brevet Brigadier General O. L. Shepherd, commanding the military sub-district of the State of Alabama.

Very respectfully,

M. P. BLUE, Secretary.

Mr. Quinn, a bill to authorize the incorporation of co-operative store associations, and for other purposes ;

Read once.

Mr. Neville, a joint resolution to appoint a joint committee to examine the offices of the auditor and treasurer ;

Adopted.

Mr. Neville, to declare Sophronia A. Riley a free dealer ;

Read once.

Message from the Senate.

Mr. Speaker :

I am directed by the Senate to inform the House of its having passed the following bill :

To amend the charter of the Wills Valley Railroad company, and for other purposes.

Very respectfully,

Your obedient servant,

M. P. BLUE,

Secretary.

Mr. Neville, a bill to authorize a guardian *ad litem* in each county ;

Read once.

Mr. Thweatt, to authorize Barnett DuBois to retail liquors in the town of Tallapoosa ;

Read once.

Mr. Stroback, a resolution :

Resolved, That 150 copies of the bill regulating the advertising in official papers be printed. Adopted.

On motion the Senate joint resolution of thanks to General Shepherd was adopted.

The Senate joint resolution in relation to school funds was taken up.

Mr. Reeves moved to refer to the committee on education. Lost.

Mr. Malone moved to postpone further consideration of the resolution until Wednesday next and make it the special order for the hour of 11 o'clock, A. M. Carried.

Message from the Senate.

Mr. Speaker :

The Senate has adopted a resolution providing for the appointment of a joint committee on printing :

Resolved, (the House concurring,) That a joint committee consisting of three from each House, be appointed to make arrangements by contract with some reliable party to have all the necessary printing for the present session of the General Assembly executed.

House committee on printing—Messrs. Shaw, Stubblefield and Ninninger.

SENATE BILLS.

In relation to the charter of the New Orleans, Mobile and Chattanooga Railroad Company, and to repeal sections 21 and 22 thereof, and to amend the charter of the Wills Valley Railroad Company, and for other purposes ;

Were read twice under a suspension of the rules and referred to the committee on internal improvements, with instructions to report to-morrow morning at 10 o'clock.

Mr. Hart moved to print 100 copies of the above bills ;

Which motion was laid on the table.

Mr. Richards moved to rescind the resolution by which the House was to meet at 9 o'clock in the morning and 4 o'clock in the evening was rescinded.

Message from the Senate.

Mr. Speaker :

The Senate has passed a joint resolution (the House concurring) to go into election for United States Senators, on Tuesday next at 12 o'clock, M., each house voting separately. If no choice is made, both Houses to meet on Wednesday at 12

M., and continue to ballot until the two Senators are elected.

M. P. BLUE,
Secretary.

House adjourned till 9 o'clock to-morrow morning.

SIXTH DAY.

HOUSE OF REPRESENTATIVES, }
July 18, 1868. }

House met pursuant to adjournment.

Prayer by the Rev. Mr. Lakin.

Journal of yesterday was read and approved.

Mr. Harrington moved to reconsider the vote on yesterday postponing the Senate joint resolution in reference to the school fund until Wednesday next. Carried.

On motion the resolution was then read three times under a suspension of the constitutional rule and passed.

Yeas—Messrs. Speaker, Armstrong, Austin, Baker, Brewington, Bell, Blandon, Bogle, Bronson, Candee, Carraway, Childress, Chisholm, Corprew, Cox, Crossland, Daniel, Deeren, Diggs, Drawn, Emmons, Fister, Green, Gregory, Hardy, Harrington, Harris, Hart, Hill, Holman, Houston, Inge, Jennings, Jones of Madison, Jones of Tuscaloosa, Kennemer, Lee, Lewis, Lore, Masterson, McCally, Ninninger, Newsom, Page, Quinn, Rice, Richards, Richardson, Ronayne, Rose, Sanford, Shaw, Stewart, Stroback, Stubblefield, Thompson, Thweatt, Tucker, Turner, Vanzandt, Walker, Weaver, White Williams, Wilson and Wood. Total, 67.

NAYS—Messrs. Hawkins, Hubbard, Hurt, Kendrick, Mahan, Malone, Moore, Mancell, Neville, Reeves, Taylor of Chambers, Taylor of Winston, Tompkins. Total, 15.

Mr. Wilson, a resolution—

Resolved, That the Secretary of State furnish each member of the House a copy of the acts of 1865, 1866 and 1867, provided they are already printed, and said acts to be returned at the close of the session;

Which was adopted.

Mr. Vanzandt, a bill to make an appropriation for the payment of the members and officers of the present General Assembly;

Mr. Hardy moved to amend by including the members and officers of the late Constitutional Convention. Lost.

The bill was then read three times under suspension of the constitutional rule *and passed*.

Mr. Warner, from the committee on internal improvements made the following report :

Your committee on internal improvements, report that the committee have had under consideration Senate bill to amend the charter of the Wills Valley Railroad Company and for other purposes, now report the same back to the House with the recommendation that it be engrossed for a 3d reading and passage.

Your committee further report that they have had under consideration a bill in relation to the charter of New Orleans, Mobile and Chattanooga Railroad Company, &c., and ask for further time to consider, which was granted.

WILLARD WARNER,
Chairman.

H. S. SPRINGFIELD,

E. W. ATTAWAY,

W. G. W. SMITH.

The report of the committee was concurred in, and the bill amending the charter of the Wills Valley Railroad Company was read a third time and passed.

Message from the Senate.

Mr. Speaker :

The Senate has originated and passed a bill,

For the qualification of Addison Gage as one of the executors of the estate of Chas. P. Gage, deceased, late of Mobile ;

And also a resolution for the appointment of a joint committee to visit the Penetentiary and report upon the same ;

Also a bill to continue in office certain persons, and to empower the Governor to fill vacancies and to revoke appointments.

M. P. BLUE,
Secretary of Senate.

Mr. Emmons offered the following resolution :

Resolved, That the committee on printing be authorized to contract for 500 copies of the daily proceedings of the House for the use of the members. *Lost*.

Mr. Hardy presented a petition from John Ard, of Dale county, which was referred to the committee on elections ;

Mr. Hardy offered the following resolution ;

Resolved, That the sergeant-at-arms be required to obtain from Capt. Barber, secretary of the late Constitutional Convention, 100 copies of the proceedings and Ordinances of the Convention, for the use of the members of the House ;

Adopted.

Mr. Hardy, a bill to authorize judges, chancellors, justices of the peace and notaries public to administer oaths ;

Mr. Hardy, a bill to prevent disturbances on election days ;
Read once.

Mr. Hardy, a bill to allow an additional term of holding the chancery court in the 9th district ;

Read once.

Mr. Walker, a bill to provide for compensation of sherffs in allotment of dower ;

Read once.

Mr. Jennings offered a resolution :

That the speaker appoint a committee of seven members, whose duty it shall be to take into consideration the removal of the Capital ;

Mr. Reeves raised a point of order, that this was not a petition or a bill within the meaning of the rule ;

The speaker sustained the point, and the resolution was ruled out of order.

Mr. Smith, of Morgan, a bill to provide for the appointment of notaries public ;

Which was read twice under a suspension of the rule, and referred to the judiciary committee ;

Mr. Harrington, a bill repealing a certain revenue law ;

Which was read twice under a suspension of the rule, and referred to the committee on ways and means ;

Mr. Harrington, a bill declaring Susan Ann May a free-dealer ;

Was read twice under a suspension of the constitutional rule, and referred to the committee on the judiciary.

Mr. Strobach, a bill to provide for the appointment of notaries public ;

Was read twice under a suspension of the constitutional rule, and referred to the judiciary committee.

Mr. Lewis, a bill to empower cities, towns and village officers, to preserve order ;

Was read twice under a suspension of the constitutional rule, and referred to the committee on the judiciary.

Mr. Stubblefield, a bill to legalize the marriage of Benjamin Boshell and Elizabeth Boshell, of Walker county ;

Which was read twice under a suspension of the constitutional rule, and referred to the committee on the judiciary.

Mr. Richardson, a bill allowing executors and administrators to compromise bad and doubtful debts due the estates of their decedents ;

Was read twice under a suspension of the constitutional rule, and referred to the judiciary committee ;

Mr. Tucker, a bill to make Mrs. Elizabeth Ann Read a free-dealer ;

Was read twice under a suspension of the constitutional rule, and referred to the committee on the judiciary.

Message from the Senate :

Mr. Speaker :

The Senate has passed the House joint resolution restraining the State Treasurer, &c.

M. P. BLUE, Secretary.

Mr. Thweatt, a resolution, authorizing the chairman of the committee on local legislation to employ a clerk ;

Was laid on the table.

GENERAL ORDERS.

The Senate resolution of thanks to Brvt. Brigadier General Shepperd ;

Was taken up and adopted.

The Senate bill to authorize the issuance of certificates of election to certain officers :

Was amended, and read severally three times under a suspension of the constitutional rule and passed.

ORDERS OF THE DAY.

House bills taken from the table :

The following House bills were taken up, read a second time, and referred to the committee on the judiciary :

A bill to remove all disabilities for the holding office on account of race or color ;

A bill to continue the city court of Montgomery ;

A bill to inflict penalties on common carriers for the violation of law in making unjust and illegal distinctions, based on color, race and previous condition ;

A bill to regulate certain offices herein specified ;

A bill for the establishment of laws for the State of Alabama ;

A bill to make Georgia V. Robinson a free-dealer ;

A bill to legalize the children of Wm. A. Masterson ;

A bill to protect electors ;

A bill to authorize a guardian *ad litem* to be appointed in each county ;

A bill to declare Sophrona Irving Riley a free-dealer ;

A bill for the incorporation of co-operative store associations, &c. ;

A bill to regulate the publication of legal notices ;

A bill to authorize parol testimony in certain cases ;

A bill for the relief of Sarah A. Cochran.

The following House bills were then taken up and read a second time, and referred to the committee on fees and salaries :

A bill allowing compensation to commissioners of roads and revenue for Baldwin county ;

Bills—

To divide the county of Coosa into four commissioners districts ;

To authorize Barrett DuBois to retail spirituous liquors at Tallassee, Tallapoosa county ;

To authorize J. M. Jackson to keep a landing on the river ;

For the relief of E. S. Clarke, of Mobile county ;

To change the time of holding the circuit court of Cleburne county ;

Were all read a second time and referred to the committee on local legislation.

A bill to consolidate the stock of the Mobile and Great Northern Railroad Companies ;

Was read a second time and referred to committee on internal improvements.

A bill to regulate the appointment of overseers and supervisors of roads in Coosa county ;

Was read a second time and referred to committee on roads and highways.

A bill to change the name of Covington county ;

Was read a second time and referred to the committee on county boundaries.

A bill for the relief of the members of the late constitutional convention of this State ;

Was referred to the committee on accounts and claims after being read a second time.

A bill to remove the disabilities of persons disqualified un-

der the second clause of the 3d section of article 7 of the constitution of Alabama;

Was, on motion of Mr. Hubbard, referred to the committee of the whole to be taken up Friday next, at 11 o'clock, A. M.

A bill to repeal a certain act herein named;

Was referred to the committee on the judiciary.

Message from the Senate.

SENATE CHAMBER, }
July 18th, 1868. }

Mr. Speaker :

The Senate has originated and passed a bill to be entitled an act to authorize and establish the municipal government of Mobile.

M. P. BLUE,
Secretary of Senate.

On motion the House adjourned until Monday morning at 10 o'clock, A. M.

SEVENTH DAY.

HOUSE OF REPRESENTATIVES, }
July 20, 1868. }

House met pursuant to adjournment.

Prayer by the Rev. Mr. Silsby.

Journal of the 18th read and approved.

CALL OF COUNTIES.

Mr. Baker, a bill to regulate duties of county solicitors.

Mr. Vanzandt, a bill to open judgments by default and other purposes.

Mr. Vanzandt, a bill providing for the electors of the State who have registered their names;

Ordered printed.

Mr. Hardy, a bill to authorize the Governor to commission certain officers of Lowndes county.

Mr. Chisholm, a bill to regulate the terms of the 4th and 5th judicial circuits.

Mr. Masterson, a bill to relieve certain practicing attorneys at law and for other purposes.

Mr. Masterson, a bill to amend 1998 of the Revised Code of Alabama.

Mr. Bronson, a bill to appoint three commissioners to conform the Code of Alabama to the present constitution.

Mr. Lewis, a bill to repeal the stock law in this State.

Mr. Stubblefield, a bill to define the laws of Alabama.

Mr. Richardson, a bill to amend section 3539 of the Revised Code of Alabama;

All of which were read twice under a suspension of the constitutional rule and referred to the committee on the judiciary.

Mr. Williams, a bill to authorize the sale of vinous and spirituous liquors in the town of Athens, Montgomery county.

Mr. Crossland, a bill for the relief of certain persons herein named;

Each of which were read twice under a suspension of the constitutional rule and referred to the committee on local legislation.

Mr. Richards, a bill to facilitate the collection of taxes; read twice under a suspension of the constitutional rule and referred to the committee on taxation.

Mr. Turner, a bill to authorize Charles M. Cabot and Thos. E. Smith to establish a ferry across the Tallapoosa river;

Was read twice under a suspension of the constitutional rule and referred to the committee on roads and highways.

Mr. Harrington, by leave, introduced a resolution instructing the clerk of the House to ask the Senate to return to the House the appropriation bill for the payment of officers and members of the General Assembly, for reconsideration.

Message was received from the Governor by his Private Secretary, Mr. Dalton:

Mr. Speaker:

I am directed by the Governor to inform the House that he has approved and signed a joint resolution which originated in the House,

In reference to the school fund.

Very respectfully,

Your obedient servant,

D. L. DALTON,

Private Secretary.

REPORTS OF STANDING COMMITTEES.

Mr. Dereen, from the committee on county roads and county boundaries,

Made the following report :

Your committee on county roads and county boundaries report, that they have had under consideration a bill to change the name of the county of Covington to Jones, and find that it will be to the best interest of the people residing in the aforesaid county to have the name changed. Your committee recommend the passage of the bill.

The report was concurred in,

And the bill ordered engrossed for a third reading on to-morrow.

Mr. Harrington, from the committee on the judiciary, reported favorably, with amendments thereto, on the bill to regulate the execution and approval of official bonds of State and county officers, and for other purposes ;

Report concurred in,

And bill, as amended, read the third time and passed.

Committee asked further time to report on other bills referred to them ;

Which was granted.

Mr. Shaw made the following report :

Your committee on fees and salaries, to whom was referred a bill allowing compensation for commissioners of roads and revenue for Baldwin county, have considered the same and recommend its passage.

The report was concurred in,

And the bill read a third time and passed.

Mr. Richardson, from the joint select committee on assignment of rooms to State officers, made his report ;

Which was adopted.

Mr. Stewart, from the committee on privileges and elections, reported in favor of C. P. Simmons, contestant of the seat of Levi Mahan, from Franklin county ;

The House concurred in the report,

And Mr. Simmons was sworn in by the Speaker, and took his seat as the duly elected representative from Franklin county.

Mr. Thweatt, from the committee on local legislation, reported favorably to the bill allowing E. S. Clark of Mobile to marry again ;

Report concurred in,

And bill ordered engrossed for a third reading to-morrow.

Mr. Richardson, from the select committee on the petition of Peyton Baughn, probate judge of Winston county, reported favorably and recommended its passage.

Report concurred in,

And bill read three times and ordered engrossed.

Mr. Warner offered the following resolution :

That the usual mileage and per diem be allowed to Levi Mahan, who has held a seat from Franklin county up to this time ;

Adopted.

Mr. Harrington asked to be allowed a clerk and messenger for the judiciary committee ;

Which was granted.

Mr. Hart, a resolution :

Resolved, That a committee of five be appointed to investigate the exorbitant charges of fare and freight by the several railroads in this State, and report by bill or otherwise ;

Adopted.

Committee—Messrs. Hart, Harrington, Neville, Jennings and Sanford.

Mr. Carraway, a resolution :

Resolved, That the committee on military affairs be instructed to take into consideration an ordinance passed by the late constitutional convention for the arranging of the volunteer militia, with instructions to report to this House what further legislation is necessary to put said ordinance in full force and effect. Adopted.

Mr. Springfield offered the following joint resolution :

Resolved, That a committee of five members of the House and ——— of the Senate, be appointed by the chair to provide for the registration of voters in the several counties of the State ;

Read three times under a suspension of the constitutional rule and passed.

Mr. Gregory offered a resolution instructing the sergeant-at-arms to purchase a clock for the use of the House. Lost.

ORDERS OF THE DAY.

A bill to authorize judges, chancellors and other officers to administer oaths ;

A bill to define the laws of Alabama ;

A bill for the removal of political disabilities ;

A bill to compensate sheriffs in the allotment of dowers ;

A bill to allow an additional term in the chancery court of the 9th district ;

Were read severally a second time and referred to the committee on the judiciary.

A bill relating to the school lands which have been or may hereafter be sold ;

Was read a second time and referred to committee on education.

The House then adjourned until to-morrow morning at 9 o'clock.

EIGHTH DAY.

HOUSE OF REPRESENTATIVES, }
July 21, 1868. }

House met pursuant to adjournment.

Prayer by the chaplain.

Journal read and approved.

Quorum being present the House proceeded to business.

CALL OF COUNTIES.

Mr. Moore, a bill to authorize Cordelia Castello to sell the lands of D. Castello at private sale.

Mr. Taylor, of Chambers, a bill for the relief of Josephine Fraser ;

Also, a bill for the relief of State and county officers.

Mr. Wilson, a bill for the registration of electors ;

All of which were read twice under a suspension of the constitutional rule and referred to the committee on the judiciary.

One hundred copies of Mr. Wilson's bill was ordered printed.

Mr. Tucker, a bill for the payment of the members and officers of the General Assembly of Alabama ;

Which was read twice under a suspension of the constitutional rule, when Mr. Stroback moved to refer the bill to the committee on ways and means. Lost.

The bill was then open for commitment or amendment.

Mr. Vanzandt moved to strike out sixteen and insert ten dollars for the speaker, per diem.

Mr. Thweatt moved to lay the amendment on the table.

On the call for the ayes and noes, the amendment was laid on the table.

AYES—Messrs. Austin, Blandon, Brewington, Boyle, Bronson, Candee, Childress, Chisholm, Corprew, Cox, Crossland, Daniel, Dereen, Diggs, Drawn, Emmons, Green, Gregory, Haley, Harrington, Harris, Hart, Holman, Houston, Inge, Jennings, Jones of Madison, Jones of Tuskaloosa, Kennemer, Lee, Lewis, Lore, McCally, Ninninger, Page, Ronayne, Rice, Rose, Simmons, Speed, Springfield, Smith, Stubblefield, Taylor of Chambers, Taylor of Winston, Thompson, Thweatt, Tucker, White, Wilson, Wood and Yates—51.

NAYS—Messrs. Attaway, Bell, Hardy, Hubbard, Masterson, Moore, Mancell, Neville, Newsom, Reeves, Richardson, Sanford, Shaw, Stroback, Tompkins, Turner, Tyner, Vanzandt, Walker, Weaver and Wilson—25.

Mr. Moore moved to strike out \$16 and insert \$12 as the speaker's per diem,

When Mr. Thweatt moved to lay the amendment on the table ;

On the call of the yeas and nays, the motion was lost.

AYES—Messrs. Armstrong, Austin, Baker, Blandon, Brewington, Corprew, Greene, Gregory, Harrington, Harris, Hart, Inge, Jones of Madison, Lore, McCally, Page, Quinn, Rice, Ronayne, Stubblefield, Taylor of Chambers, Thweatt and Tucker—24.

NAYS—Messrs. Attaway, Bell, Boyle, Bronson, Candee, Carraway, Childress, Chisholm, Cox, Crossland, Daniel, Dereen, Diggs, Drawn, Emmons, Fister, Harkins, Hart, Houston, Hubbard, Jones of Tuskaloosa, Kendrick, Kennemer, Lee, Lewis, Masterson, Malone, Moore, Mancell, Neville, Ninninger, Newsom, Reeves, Rice, Rose, Sanford, Shaw, Simmons, Speed, Springfield, Smith, Stroback, Taylor of Winston, Thompson, Tompkins, Turner, Tyner, Vanzandt, Walker, Weaver, White, Williams, Wilson, Wood and Yates—56.

Mr. Moore's amendment was then adopted.

Mr. Jennings moved to strike out "8," and insert "6" dollars as the per diem of members.

On motion to lay on the table, the yeas and nays were called for, and the amendment was laid on the table.

AYES—Messrs. Armstrong, Baker, Bell, Blandon, Brewington, Bronson, Burton, Candee, Carraway, Childress, Chisholm, Corprew, Cox, Crossland, Dereen, Diggs, Drawn, Emmons, Greene, Gregory, Hardy, Hawkins, Harrison, Harris, Hart, Hill, Holman, Houston, Jones of Madison, Jones of Tuskaloosa, Kendrick, Lee, Lewis, Malone, McCally, Ninnin-

ger, Newsom, Page, Quinn, Rice, Ronayne, Rose, Simmons, Speed, Stubblefield, Taylor of Chambers, Taylor of Winston, Thompson, Thweatt, Tucker, Turner, Tyner, Vanzandt, Walker, Weaver, Wilson, Wood, Yates and Speaker—62.

NAYS—Messrs. Attaway, Daniel, Fister, Hubbard, Hurt, Jennings, Kennemer, Masterson, Moore, Neville, Reeves, Richardson, Sanford, Shaw, Springfield, Stewart, Tompkins, White and Williams—21.

Mr. Moore moved to strike out "S" and insert "7," for the per diem of members.

On motion to lay on the table, the yeas and nays were called for, and the amendment was laid on the table.

AYES—Messrs. Armstrong, Austin, Attaway, Baker, Bell, Blandon, Boyle, Brewington, Bronson, Carraway, Chisholm, Childress, Corprew, Cox, Crossland, Dereen, Diggs, Doster, Drawn, Emmons, Greene, Gregory, Haley, Hardy, Harrington, Harris, Hill, Holman, Houston, Inge, Jones of Madison, Kendrick, Lee, Lewis, Lore, Malone, McCalley, Ninninger, Newsom, Page, Quinn, Rice, Ronayne, Rose, Simmons, Speed, Smith, Stroback, Stubblefield, Taylor of Chambers, Taylor of Winston, Thweatt, Tucker, Turner, Tyner, Vanzandt, Walker, Weaver, Wood, Yates and Speaker—62.

NAYS—Messrs. Candee, Fister, Hawkins, Hart, Hubbard, Hurt, Jennings, Jones of Tuskaloosa, Kennemer, Masterson, Moore, Mancell, Reeves, Richardson, Sanford, Shaw, Springfield, Stewart, Tompkins, White and Williams—21.

Mr. Stroback moved to insert "5" instead of "8"—

When Mr. Cox moved to lay on the table ;

On the call for the yeas and nays, the amendment was laid on the table.

AYES—Messrs. Armstrong, Austin, Attaway, Baker, Bell, Brewington, Blandon, Boyle, Bronson, Candee, Carraway, Childress, Chisholm, Corprew, Cox, Crossland, Dereen, Diggs, Doster, Drawn, Emmons, Greene, Gregory, Haley, Hardy, Harris, Hurt, Hill, Holman, Houston, Inge, Jones of Madison, Kendrick, Lee, Lewis, Lore, Malone, McCally, Ninninger, Newsom, Page, Quinn, Rice, Richards, Ronayne, Rose, Sanford, Simmons, Speed, Springfield, Smith, Stubblefield, Taylor of Chambers, Taylor of Winston, Thompson, Thweatt, Tucker, Turner, Vanzandt, Weaver, Wilson, Wood and Yates—64.

NAYS—Messrs. Daniel, Harkins, Hubbard, Hurt, Jennings, Jones of Tuskaloosa,* Kennemer, Masterson, Mancell, Reeves, Richardson, Shaw, Stewart, Stroback, Tompkins, Walker, White and Williams. Total, 19.

Mr. Stewart moved to lay the original bill on the table.
Lost—ayes 22, nays 60.

Mr. Stroback moved to postpone further consideration of the bill until to-morrow, and make it the special order for 10 o'clock, A. M. Lost.

Mr. Carraway called for the previous question ;

Which was sustained.

The bill was then read a third time under a suspension of the constitutional rule and passed as amended.

AYES—Messrs. Armstrong, Attoway, Austin, Baker, Bell, Brewington, Blandon, Boyle, Brown, Carraway, Childress, Chisholm, Corprew, Cox, Crossland, Dereen, Diggs, Doster, Drawn, Emmons, Fister, Greene, Gregory, Haley, Hardy, Harrington, Harris, Hill, Holman, Houston, Inge, Jones of Madison, Kendrick, Lee, Lewis, Lore, McCalley, Ninninger, Newsom, Page, Quinn, Rice, Ronayne, Rose, Speed, Stubblefield, Taylor of Chambers, Taylor of Winston, Thompson, Thweatt, Tucker, Turner, Tyner, Vanzandt, Walker, Weaver, Wilson, Wood, Yates and Speaker. Total, 61.

NAYS—Messrs. Candee, Harkins, Hart, Hubbard, Hurt, Jennings, Jones of Tuskaloosa, Kennemer, Masterson, Malone, Mancell, Moore, Neville, Reeves, Richards, Richardson, Sanford, Shaw, Springfield, Smith, Stewart, Stroback, Tompkins, White and Williams. Total, 24.

The committee on elections reported favorably on the claims of Mr. Ard, a representative from Dale county ;

Report concurred in by the House, and Mr. Ard came forward, was sworn in by the speaker and took his seat.

Message from the Senate :

Mr. Speaker :

The Senate has originated and passed bills of the following titles :

A bill to legalize an informal election in Dale county ;

A bill to change the county seat of Russell ;

A bill presenting the number of commissioners of revenue in Mobile county ;

A bill to authorize sheriffs elect to give the casting vote in certain cases ;

A bill for the relief of Henry Bird ;

A bill to continue in office certain State, county and municipal officers ;

A bill to incorporate the Cleburne fire company, of Eufaula ;

A joint resolution providing for a flag and flag staff on the capitol ;

A joint resolution for a committee of three from each House to consider that portion of the Governor's message referring to disabilities, and to report at an early day ;

The resolution was concurred in and the following members appointed on said committee :

Messrs. Malone, Vanzandt and Walker.

Mr. Masterson introduced a bill to revive, re-enact and put in force an act incorporating the town of Moulton, Lawrence county ;

Which was referred to committee on corporations.

The speaker here announced the select committee on registration, consisting of Messrs. Springfield, Hardy, Harrington, Malone and Chisholm.

Mr. Harrington, by leave, called up the resolution that lay over from yesterday under the rules, in reference to changing rule 24 of the House :

Resolved, That the House Rule No. 24 be abolished and the following substituted therefor :

The speaker shall vote on all questions, and when the ayes and nays are asked the speaker shall be last called.

If the House be equally divided the question shall be lost.
Adopted.

GENERAL ORDERS.

The Senate bills to continue certain persons in office and to empower the Governor to fill vacancies ;

To qualify Addison P. Gage as one of the executors of Chas. P. Gage ;

To continue in office certain State, municipal and county officers ;

To relieve Henry Bird ;

To authorize sheriffs elect to give the casting vote in certain cases ;

Were read twice under a suspension of the constitutional rule and referred to the committee on the judiciary.

Senate bill legalizing an informal election in Dale county ;

Read twice under a suspension of the rule and referred to the committee on elections.

Senate bill changing the county seat of Russell ;

Was read twice under a suspension of the rule and referred to the committee on county boundaries.

The constitutional rule was further suspended and the following Senate bill was read twice and referred.

A bill to prescribe the number of commissioners of revenue in Mobile county.

LOCAL LEGISLATION.

To incorporate the Cleburne Fire Company of Eufaula, referred to the committee on corporations.

Senate joint resolution—

Providing a flag staff and flag for the capitol ;

Was adopted.

The House then took a recess for ten minutes.

The hour of 12 M., having arrived, the House was called to order to proceed to the election of two United States Senators.

Nominations being in order,

Mr. Strobach nominated Mr. Warner of Montgomery ;

Mr. Holman put in nomination Mr. Humphreys of Madison ;

Mr. Stubblefield nominated Mr. Spencer of Morgan ;

Mr. Doster nominated Mr. Wiley of Pike ;

Mr. Ninninger nominated Mr. Ely of Montgomery ;

Mr. Hardy moved that the law electing U. S. Senators be read. Carried.

After the law was read the House then proceeded to ballot.

FIRST BALLOT.

Those who voted for Mr. Spencer are, Messrs. Blandon, Boyle, Bronson, Corprew, Crossland, Daniel, Dereen, Diggs, Drawn, Emmons, Greene, Gregory, Haley, Harrington, Harris, Hart, Houston, Inge, Jennings, Jones of Tuskaloosa, Kennemer, Lee, Lewis, Neville, Rose, Simmons, Springfield, Smith, Stubblefield, Taylor of Chambers, Taylor of Winston, Thweatt, Tompkins, Tucker, Weaver, White. Total, 36.

Those who voted for Mr. Humphreys are, Messrs. Attaway, Candee, Carraway, Childress, Chisholm, Fister, Hawkins, Hill, Hurt, Kendrick, Masterson, Malone, McCalley, Newsom, Page, Quinn, Rice, Richards, Richardson, Ronayne, Sanford, Turner, Tyner, Vanzandt, Wood, Speaker. Total, 26.

Those who voted for Mr. Warner are, Messrs. Armstrong, Alley, Alston, Baker, Brewington, Cox, Hardy, Lore, Moore, Speed, Stuart, Strobach, Thompson, Turner, Walker, Williams, Wilson. Total, 17.

Mr. Doster voted for Mr. Wiley ;

Mr. Ninninger voted for Mr. Ely.

The names of Messrs. Warner, Wiley and Ely were withdrawn.

Neither candidate having received a majority of the whole vote cast, the House proceeded to ballot again.

SECOND BALLOT.

Those voting for Mr. Humpheys are, Messrs. Armstrong, Attaway, Bell, Brewington, Candee, Carraway, Childress, Chisholm, Doster, Fister, Hill, Holman, Hurt, Kendrick, Lore, Masterson, Malone, Newsom, Page, Quinn, Rice, Richardson, Sanford, Shaw, Speed, Stroback, Vanzandt, Walker, Wilson, Wood, Yates. Total, 31.

Those voting for Mr. Spencer are, Messrs. Alley, Alston, Baker, Boyle, Bronson, Corprew, Cox, Crossland, Daniel, Davis, Drawn, Diggs, Dereen, Emmons, Greene, Gregory, Haley, Hardy, Hawkins, Harrington, Harris, Hart, Houston, Inge, Jennings, Jones of Madison, Jones of Tuskaloosa, Kennemer, Lee, Lewis, McCally, Neville, Ninninger, Richards, Ronayne, Rose, Simmons, Springfield, Smith of Morgan, Stewart, Stubblefield, Taylor of Chambers, Taylor of Winston, Thompson, Thweatt, Tompkins, Tucker, Turner, Warner, Weaver, White, Williams, Speaker. Total, 54.

Mr. Spencer having received a majority of the whole vote cast, he was declared by the speaker Senator elect on the part of the House to the United States Congress from Alabama, for the long term ending 4th day of March, 1873.

The House then proceeded to ballot for a Senator for the short term.

Mr. Jennings nominated Mr. Warner of Montgomery ;

Mr. Richards nominated Mr. Reynolds of Wilcox ;

Mr. Diggs put in nomination Mr. Coon of Dallas ;

Mr. Hart put in nomination Mr. Griffin of Mobile ;

Mr. Speaker nominated Mr. Pennington of Lee ;

Mr. Dereen nominated Mr. Morse of Choctaw.

Those voting for Mr. Warner are, Messrs. Armstrong, Alley, Baker, Brewington, Boyle, Bronson, Chisholm, Cox, Daniel, Doster, Harris, Inge, Jennings, Jones of Madison, Jones of Tuskaloosa, Kennemer, Lore, Ninninger, Ronayne, Simmons, Springfield, Smith, Taylor, Thweatt, Tompkins Vanzandt, White. Total, 27.

Those voting for Mr. Coon are, Messrs. Austin, Diggs, Drawn, Emmons, Hardy, Stubblefield and Weaver—S.

Those voting for Mr. Griffin are, Messrs. Carraway, Greene, Gregory, Harrington, Hart, Hill, Holman, Lewis, McCalley,

Page, Quinn, Rose, Shaw, Speed, Stroback, Thompson, Williams, Wilson and Yates. Total, 18.

Those who voted for Mr. Pennington are, Messrs. Blandon, Childress, Corprew, Fister, Haley, Harkins, Hurt, Kendrick, Masterson, Neville, Newsom, Reeves, Rice, Taylor of Chambers, Tucker, Turner, Tyner, Walker, Wood and Speaker—20.

Mr. Jones of Tuskaloosa voted for Mr. Morse.

Those voting for Mr. Reynolds are, Messrs. Attaway, Bell, Candee, Crossland, Houston, Malone, Richards, Richardson, and Sanford—9.

Neither of the candidates having received a majority of the whole vote cast, no election was had.

On motion, the House adjourned until to-morrow morning at 9 o'clock.

NINTH DAY.

HOUSE OF REPRESENTATIVES, }
July 22, 1868. }

House met pursuant to adjournment.

Prayer by the chaplain.

Journal of yesterday read and approved.

CALL OF THE COUNTIES.

On the call of the counties, the following bills were offered and referred :

Mr. Harrington moved to suspend the rules to offer the following bills ;

Granted :

To fix the time of the annual meetings of the General Assembly of the State ;

Which, on suspension of the constitutional rule, was read three times and passed.

Mr. Haley, a bill to prevent the killing of game at certain seasons of the year in Marion county ;

Which was lost.

Message from the Senate.

Mr. Speaker :

I am directed by the Senate to inform the House that it has passed House bill, as follows :

For the relief of E. S. Clark of Mobile county.

The House joint resolution in regard to registration is returned for clerical correction.

Very respectfully,

Your obedient serv't,

M. P. BLUE,

Secretary.

Mr. Dereen introduced a bill—

For the relief of John W. Campbell of Marengo county ;

Which bill was read three times and passed.

Mr. Smith, a bill—

To relieve mechanics, teachers and other persons ;

Read twice, under a suspension of the constitutional rule, and referred to judiciary committee.

Mr. Gregory, a bill—

For the relief of Silas Thompson, of Mobile ;

Mr. Harrington, a bill—

For the relief of the poor ;

Mr. Taylor of Chambers, a bill—

To authorize a new trial in a certain case therein named ;

Mr. Taylor of Chambers, a bill—

Authorizing administrators to declare estates insolvent ;

Mr. Tucker, a bill—

For the relief of Sarah E. Blelock, of Lee county ;

Mr. Masterson, a bill—

To protect fruits, vegetables and other crops from depredations ;

Each of which was read twice, under a suspension of the constitutional rule, and referred to the judiciary committee.

Mr. White, a resolution—

Authorizing the Speaker to appoint a committee of five to examine and report what business has to be done before the Legislature adjourns ;

Which was lost.

Mr. Walker, a joint resolution—

For the appointment of a committee on the Constitution and Revised Code, to consist of three members of the House and ——— members of the Senate, whose duty it shall be to report to this General Assembly what amendments and laws are necessary to make the Revised Code of Alabama conform to the organic law of the State.

Mr. Harrington moved to amend by substituting in the stead of a committee from each House, a committee of three lawyers, to be appointed by the Governor, and to report once a week during the session, and receive such compensation as the Governor may direct.

Mr. Cox, a bill—

To authorize the city council of Montgomery to establish a work-house ;

Read twice, under a suspension of the constitutional rule, and referred to the committee on local legislation;

Mr. Page, a bill—

To locate permanently the seat of justice in Washington county ;

Read twice, under a suspension of the constitutional rule, and referred to the committee on counties and county boundaries.

Mr. Richards, a bill—

To legalize the present assessment of taxes ;

Read twice, under a suspension of the constitutional rule, and referred to the committee on ways and means.

Mr. Moore, a resolution—

Calling upon the superintendent of education for the amount now due each township in the State ;

Adopted.

Mr. Dereen, a resolution—

Instructing the committee on elections to enquire into and report concerning absent members ;

Adopted.

Mr. Moore, a bill—

Authorizing county superintendents and trustees to finish the business of 1868 ;

Read twice, and referred to the committee on education, under a suspension of the constitutional rule.

Mr. Tucker, a bill—

To incorporate the East Alabama Agricultural Society ;

Read twice, under a suspension of the constitutional rule, and referred to committee on corporations.

REPORTS OF STANDING AND SELECT COMMITTEES.

The committee on the judiciary, to whom was referred bills—

To incorporate co-operative stores ;

To make Susan Ann May a free dealer ;

To make Sophronia J. Riley a free dealer ;
 To make Mary McClure a free dealer ;
 To make Eliza F. Thompson a free dealer ;
 To authorize guardians *ad litem* ;

Have had the same under consideration and beg leave to report favorably, with amendments thereto, and recommend their passage.

GEO. F. HARRINGTON,
 Chairman.

Report concurred in, and bills ordered engrossed for a third reading on to-morrow.

On motion the House took a recess.

The hour of 12 M. having arrived, the two Houses in joint convention proceeded to elect a Senator from Alabama to the United States Congress for the short term, ending the 3d of March, 1871.

Mr. Williams nominated Mr. Felder, of Montgomery.

Mr. Emmons put in nomination Mr. Coon, of Dallas.

Mr. —, nominated Mr. Reynolds, of Wilcox.

Mr. Jones, of Madison, put in nomination Mr. Warner, of Montgomery.

Mr. McCraw nominated Mr. Pennington, of Lee.

FIRST BALLOT.

Those who voted for Mr. Felder are, Messrs. Bromberg and Pennington, of the Senate ; and Messrs. Carraway, Childress, Greene, Page, Quinn, Shaw and Williams—9.

Those who voted for Mr. Coon are, Mr. Royal of the Senate ; and Messrs. Austin, Diggs, Drawn, Emmons, Haley, Hardy, Jones of Madison, Taylor of Winston, Yates, of the House—11.

Those who voted for Mr. Reynolds are, Messrs. Coon, Foster, Hinds, Lambert, Oliver, Richards, Sanford, Sevier, Sibley, and Wyman of the Senate ; and Messrs. Attaway, Candee, Crossland, Fister, Inge, Jones of Tuscaloosa, Lewis, Malone, Richards, Richardson, Sanford, Stubblefield, Turner and Wilson—24.

Those who voted for Mr. Warner are, Messrs. Barr, Buckley, Farden, Hayes, Jones, Lentz, Martin, Morton, Stow and Whitney of the Senate ; and Messrs. Armstrong, Baker, Blandon, Bogle, Brewington, Chisholm, Cox, Daniel, Deeren, Gregory, Harrington, Harris, Hill, Holman, Houston,

Jennings, Lore, McCally, Ninninger, Ronayne, Rose, Speed, Simmons, Springfield, Smith, Stroback, Thompson, Thweatt and White—43.

Those who voted for Mr. Pennington are, Messrs. Johnston, King, Mabry, Mahan, McAfee, Wise and Worthy, of the Senate ; and Messrs. Corprew, Doster, Hurt, Kendrick, Masterson, Neville, Newsom, Reeves, Taylor of Chambers, Tompkins, Tucker, Tyner, Walker, Wood and Speaker of the House—22.

Mr. Thweatt moved that the convention adjourn until 12 M. to-morrow.

When the Senate had returned, on motion by Mr. Malone, The House adjourned until 9 A. M. to-morrow.

TENTH DAY.

HOUSE OF REPRESENTATIVES, }
July 23, 1868. }

House met pursuant to adjournment.

Prayer by the chaplain.

Journal of yesterday was read and approved.

Mr. Baker was granted leave of absence.

Mr. Wilson, by leave, offered a resolution providing that all officers chosen at an election commenced on the 4th February, 1868, qualify at once, and enter upon their respective duties, and the judges of probate are instructed to notify the Governor of any vacancies that may exist, and all magistrates are authorized to act as notary public.

CALL OF THE COUNTIES.

Mr. Moore, a bill to fill vacancies in offices of Coffee county.

Mr. Yates, a bill for the protection of settlers on public lands.

Mr. Hardy, a bill to remove the administration of John McClure, of Dallas county ;

Also, to stay the collection of debts, and for the relief of certain civil officers ;

Also, to relieve R. E. Harris. and Emily A. Abernathy ;

Mr. Walker, a bill to extend the jurisdiction of the justice of the peace in Hale county ;

Mr. Chisholm, a bill to relieve John D. Nantz, administrator of the estate of Sterling A. Nantz, of Lauderdale county ;

Mr. Tucker, a bill to alter and amend section 1410 of the Code, in reference to the taxes of the Montgomery and West Point railroad ;

Mr. Masterson, a bill to authorize the commissioners court of Lawrence county to issue receipts in anticipation of the county taxes ;

Mr. Neville, a bill to regulate proceedings in attachment suits ;

Mr. Thweatt, a bill to authorize the appointment of certain officers herein named ;

All of which were read twice under a suspension of the constitutional rule, and referred to the judiciary committee.

Mr. Hardy, a bill to incorporate the Gold Life Insurance company, of Alabama ;

Laid on the table.

Message from the Senate.

Mr. Speaker :

I am directed by the Senate to inform the House of its having originated and passed bills of the following titles, to-wit :

Authorizing Mary E. Norred to sell certain lands ;

For the relief of Lawson C. Coulson, late probate judge of Jackson county, and his sureties ;

Striking out certain words and inserting other words therein named ;

To fix the time of holding the circuit court in the 7th judicial circuit ;

To exempt the sheriff of Marengo county from the provisions of section 186 of the Code of 1866 and 1867 ;

To establish the county seat of Jackson county.

Very respectfully,

Your obedient servant,

M. P. BLUE,

Secretary.

Mr. Tompkins, a bill—

To authorize the commissioners court of Franklin county to levy an additional tax ;

Mr. Walker, a bill—

For the relief of the county commissioners of Hale ;

Mr. Stubblefield, a bill—

To amend the second section of the Code, providing for the pay of grand and petit jurors ;

Each of which were read twice, under a suspension of the constitutional rule, and referred to committee on local legislation.

Mr. Gregory, a bill—

To amend the charter of Mobile ;

Read twice, under suspension of the rule, and referred to committee on corporations ;

Mr. Richardson, a bill—

To establish the county of Chillatchie ;

Read twice, under a suspension of the rule, and referred to the committee on county boundaries.

REPORTS OF STANDING COMMITTEES.

The committee on county boundaries reported favorably on the bill to change the county seat of Russell ;

Report concurred in,

And the bill read a third time and passed.

Mr. Richardson, from the committee on accounts and claims, reported favorably, with an amendment, on the bill for the pay of the members of the constitutional convention ;

Report concurred in,

And bill ordered engrossed for a third reading on to-morrow,

Message from the Senate.

Mr. Speaker :

I am directed by the Senate to inform the House of its having passed the following House bills :

Fixing the time of the annual meeting of the General Assembly of the State ;

Providing for the qualification of the members of the board of education.

Very respectfully,

M. P. BLUE, Secretary.

Mr. Carraway, a resolution—

Instructing the judiciary committee to report to-morrow at 11 o'clock on the common carrier bill.

Mr. Hardy moved to postpone until Monday next ;

Carried.

YEAS—Messrs. Speaker, Bogle, Bronson, Corprew, Cox, Dereen, Fister, Haley, Hardy, Harris, Holman, Hubbard,

Inge, Jennings, Jones of Madison, Jones of Tuskaloosa, Kendrick, Kennemer, Lee, Lewis, Lore, Mahan, McCally, Ninninger, Page, Quinn, Richards, Ronayne, Shaw, Stewart, Stroback, Stubblefield, Taylor of Chambers, Taylor of Winston, Thompson, Walker, Warner, Weaver, White, Williams, Wilson, Wood and Yates—44.

NAYS—Messrs. Armstrong, Austin, Attaway, Blandon, Candee, Carraway, Diggs, Drawn, Emmous, Greene, Gregory, Hart, Hubbard, Hurt, Masterson, Malone, Moore, Mancell, Newsom, Reeves, Richardson, Sanford, Springfield, Smith of Morgan, Thweatt, Tompkins, Tucker and Vanzandt—30.

The House then took a recess.

The hour of 12 M., having arrived, the two Houses in joint convention assembled and proceeded to elect a U. S. Senator for the term ending March 3d, 1871.

Mr. Dereen nominated Mr. Warner of Montgomery ;

Mr. Wyman nominated Mr. Coon of Dallas ;

Mr. Walker nominated Mr. Peck of Tuskaloosa ;

Mr. King nominated Mr. Pennington of Lee ;

Mr. Bromberg nominated Mr. Glasscock of Montgomery.

Those who voted for Mr. Warner are, Messrs. Barr, Buckley, Coon, Farden, Foster, Hays, Lambert, Morton, Royal, Sibley, Shaw, Stow, Whitney and Yordy of the Senate, and Messrs. Armstrong, Austin, Attaway, Blandon, Boyle, Brewington, Bronson, Childress, Chisholm, Corprew, Cox, Daniel, Dereen, Fister, Gregory, Haley, Hardy, Harrington, Harris, Hart, Hill, Holman, Houston, Inge, Jennings, Jones of Madison, Jones of Tuskaloosa, Kennemer, Lore, McCally, Ninninger, Page, Quinn, Ronayne, Rose, Speed, Simmons, Springfield, Smith, Stewart, Stroback, Taylor of Winston, Thompson, Thweatt, Tucker, Turner, Vanzandt, White, Williams, and Wilson of the House—67.

Those voting for Mr. Coon are, Messrs. Hinds, Jones, Richards and Wyman of the Senate, and Messrs. Diggs, Lewis, Richards, Richardson, Warner and Yates of the House—13.

Mr. Oliver of the Senate, voted for Mr. Peck, and Messrs. Carraway, Greene, Masterson, Sanford, Walker and Wood of the House—7.

Those voting for Mr. Pennington are, Messrs. Johnston, King, Mabry, Mahan, McAfee, Sanford, Sevier, Wise and Worthy of the Senate, and Messrs. Bell, Doster, Hurt, Kendrick, Morton, Malone, Neville, Newsom, Reeves, Tompkins, Tyner and Speaker of the House—22.

Those voting for Mr. Glasscock are, Messrs. Bromberg of the Senate, and Shaw of the House—2.

Mr. Warner having received a majority of the whole vote cast on the first ballot, the Speaker declared him constitutionally elected Senator from Alabama to the United States Congress for the unexpired term ending March 3d, 1871, and Mr. Spencer for the unexpired term ending March 3d, 1873.

The Senate then retired, and on motion by Mr. Mancell, the House adjourned.

ELEVENTH DAY,

HOUSE OF REPRESENTATIVES, }
July 24, 1868. }

House met pursuant to adjournment.

Prayer by the Rev. Mr. Miller.

Journal read and approved.

Mr. Harrington, by leave, introduced joint resolution;

To allow the committee on local legislation a clerk;

Adopted.

CALL OF THE COUNTIES.

Mr. Masterson, a bill to regulate sales of property under legal process in this State;

Mr. Hardy, a bill to increase the jurisdiction of justices of the peace in Marion county;

Mr. Gregory, a bill to give judges of probate jurisdiction of labor contracts;

Which was ordered printed.

Mr. Neville, a bill to prevent fraudulent disposal of mortgaged property.

Mr. Lewis, a bill for the relief of the poor of the State.

Mr. Vanzandt, a bill to allow defendants to set aside judgments for fines and reduce costs in certain cases.

Mr. Hart, a bill to secure the collection of fees and costs; Each of which were read twice under a suspension of the constitutional rule and referred to the judiciary.

Mr. Walker, a bill to regulate judicial proceedings; Each of which were read twice under a suspension of the constitutional rule and referred to the judiciary.

Mr. Newsom, a bill to authorize the court of county commissioners of Clay county to divide said county into sectional precincts.

Mr. Hart, a bill to declare William Bodie, a liner, a citizen of Butler county ;

Each of which were read twice under a suspension of the constitutional rule and referred to county roads and county boundaries.

Mr. Harris, a bill to relieve Rabies ;

Laid on the table.

Mr. Carraway, a bill to incorporate district grand tabernacle, No. 5, &c. ;

Read twice under a suspension of the constitutional rule and referred to corporations.

Mr. Quinn, a bill to amend an ordinance of the late constitutional convention ;

Read twice and referred to committee on fees and salaries under a suspension of the constitutional rule.

Mr. Hubbard, a bill to make valid all judgments, orders, decrees, &c.. in the courts of this State ;

Laid on the table.

Mr. Stubblefield, by leave, a resolution admitting John R. Ard, of Dale county ;

Laid on the table.

Mr. Gregory, by leave, a resolution instructing the clerk to have printed one hundred copies of common carrier bill. Adopted.

Mr. Richards, a bill providing for the stay of executions.

Laid on the table.

Mr. Hardy, a bill to allow A. L. Holman to keep a ferry ;

Read twice under a suspension of the constitutional rule and referred to committee on roads and highways.

Mr. Chisholm, a bill to charter a ferry across the Tennessee river ;

Read twice under a suspension of the constitutional rule and referred to committee on roads and highways.

Mr. Walker, a bill to authorize the county treasurer of Dale county to pay a salary to the solicitor of said county ;

Read twice under a suspension of the constitutional rule and referred to committee on local legislation.

Senate Message.

Mr. Speaker :

The Senate has amended and passed the House bill providing for the pay of the members and officers of the General Assembly.

M. P. BLUE,

Secretary of Senate.

Mr. Fister, a bill to employ servants for the capitol and and State offices, &c. ;

Read twice and referred to committee on the capitol under a suspension of the constitutional rule.

Senate message.

Mr. Speaker :

The Senate has passed the House bill making appropriation for the payment of the officers and members of the General Assembly.

The Senate has also originated and passed a bill to continue in force certain laws.

Very respectfully,

M. P. BLUE,

Secretary.

Mr. Dereen, from the committee on county roads and county boundaries, reported favorably on the bill to permanently locate the county seat of Washington county ;

Concurred in and ordered engrossed for a third reading tomorrow.

Mr. Richardson, from the committee on accounts and claims, reported favorably, with an amendment, on the bill making appropriation for members of constitutional convention ;

The House refused to concur.

AYES—Messrs. Armstrong, Blandon, Brewington, Carraway, Diggs, Drawn, Emmons, Greene, Gregory, Hardy, Harrington, Harris, Hart, Houston, Inge, Jones of Madison, Lore, McCalley, Richards, Richardson, Ronayne, Rose, Shaw, Springfield, Stewart, White and Wilson. Total, 27.

NAYS—Messrs. Bell, Bogle, Bronson, Chisholm, Corprew, Cox, Crossland, Daniel, Dereen, Doster, Fister, Haley, Harkins, Holman, Hubbard, Hurt, Jennings, Kendrick, Lee, Lewis, Masterson, Mastin, Malone, Moore, Mancell, Neville, Newsom, Page, Quinn, Reeves, Rice, Sanford, Speed, Simmons, Smith, Stroback, Stubblefield, Taylor of Chambers, Taylor of Winston, Thompson, Tompkins, Tucker, Tyner, Williams, Wood, Yates and Speaker. Total, 50.

A message was received from the Senate, as follows :

Mr. Speaker :

I am directed by the Senate to inform the House of its hav-

ing originated and passed a bill of the following title, to-wit :

For the relief of Wm. H. Felts, of Choctaw county.

M. P. BLUE,

Secretary.

Which bill was read twice, under a suspension of the constitutional rule, and referred to the committee on accounts and claims.

Mr. Masterson, joint resolution—

Appointing a committee to prepare a uniform tax bill ;

Which was adopted.

Mr. Wilson, a resolution—

Instructing committee on internal improvements to report to-morrow on bill—

In relation to the charter of the New Orleans, Mobile and Chattanooga Railroad Company, and to repeal sections 21 and 22 thereof ;

Which was adopted.

Mr. Vanzandt, joint resolution—

On adjournment ;

Which was lost.

Mr. Harrington, joint resolution—

Appointing committee to compare printed copy of the constitution with the original manuscript.

Mr. Thompson moved that the bill on disabilities be made special order for Tuesday next at 12 m. ;

Carried.

Mr. Moore, a resolution—

Instructing the judiciary committee to take into consideration whether or not Article VIth of the Constitution does not make every woman in the State a free dealer ;

Adopted.

The bill on corporation of co-operative store associations, &c., was postponed until Monday next, and made special order for 12 m.

Bill appointing guardians *ad litem*, was recommitted to the judiciary committee for perfection.

Senate bill—

To establish seat of justice in Jackson county ;

Was read twice, under suspension of the rule, and referred to the committee on county boundaries.

ORDERS OF THE DAY.

Bill to make Sophronia Riley a free dealer ;

Was read three times under suspension of the constitutional rule *and passed*.

To make Susan A. May a free dealer ;

To relieve Louisa Thompson ;

To continue in force certain laws ;

Were each read a third time and passed.

Bill to exempt the sheriff of Marengo county, &c., was read a third time and passed.

House adjourned till 9 o'clock to-morrow morning.

TWELFTH DAY.

HOUSE OF REPRESENTATIVES, }
July 25, 1868. }

House met pursuant to adjournment.

Prayer by the Rev. Mr. Lakin.

Journal of yesterday was read and approved.

CALL OF THE COUNTIES.

On the call of the counties, the following bills were introduced :

Mr. Newsom, a bill—

For the relief of Martin B. Mullins ;

Mr. Fister, a bill—

Requiring circuit judges to make certain entries, provided defendants pay the costs of the *nol prosequi* ;

Mr. Harrington, a bill—

To exempt certain property from sale and administration ;

Mr. Wood, a bill—

For the relief of Sarah Ann Sellers ;

Mr. Stroback, a bill to abolish Act 25S of Legislature of 1866, and for other purposes ;

Which were severally read twice, under a suspension of the constitutional rule, and referred to the judiciary committee.

Mr. Yates, a bill—

For the relief of the tax assessor of Conecuh county ;

Mr. Hardy, a bill—

To relieve certain citizens of Dallas, Perry and Marengo counties ;

Were read twice, under a suspension of the constitutional rule, and referred to the committee on local legislation.

Mr. Carraway, a bill—

To incorporate Olive Branch Lodge in Mobile ;

Read twice, under suspension of the constitutional rule,
and referred to committee on corporations.

Message from the Governor by his private secretary, Mr. Dalton.

Mr. Speaker :

The Governor has approved and signed bills which originated in the House, to be entitled as follows :

To provide for the qualification of members of the board of education ;

Fixing a day for the annual meeting of the General Assembly.

Your obedient servant,

D. L. DALTON, private secretary.

Mr. Stroback, a resolution—

Requesting judiciary committee to report a general law to compel farmers to build fences ;

Lost.

Leave was granted to Messrs. Alley, Thweatt and Tucker.

REPORTS OF STANDING COMMITTEES.

Mr. Thweatt, from the committee on local legislation, reported favorably on Senate bill—

Prescribing the number of commissioners for Mobile county ;
Also, on House bill—

Authorizing city council of Montgomery to erect work-houses ;

To provide pay for grand and petit jurors and county commissioners of the State ;

To lay off the county of Coosa into four commissioners' districts ;

To change the time of holding the circuit court in Cleburne county ;

Report concurred in, and the bill ordered engrossed for a third reading on Monday ;

Same committee reported adversely on a bill to sell liquors in Athens, Montgomery county ;

Concurred in, and bill laid on the table ;

Mr. Thweatt asked that the bill in reference to Jones Jack-

son keeping a landing on the Alabama river, be referred to the judiciary committee ;

Granted.

Mr. Hart, from committee on corporations, reported favorably on bills—

To incorporate Cleburne Fire company, and to revive and re-enact and amend the incorporation of the town of Moulton, Alabama ;

Which was concurred in, and the bills ordered engrossed for a third reading.

The same committee reported adversely on the bill, incorporating the East Alabama Agricultural Society ;

Concurred in, and the bill was lost.

Mr. Harrington, from the judiciary committee, reported favorably on the Senate bill qualifying Addison Gage as executor of Charles P. Gage ;

Was read a third time and passed.

Same committee—

To make Eliza James a free-dealer ;

To make Elizabeth Reid a free-dealer ;

To make Georgia Robinson a free-dealer ;

To relieve Silas Tompkins ;

To relieve Josephine Fraser ;

To relieve a practicing attorney ;

For the relief of the poor ;

All of which were reported favorably upon—the House concurring, and the bills ordered engrossed for a third reading.

Mr. Hardy, a resolution, that the bill locating the county seat of Jackson, be referred to the committee on local legislation.

Senate message :

Mr. Speaker :

The Senate has passed a joint resolution providing for the appointment of a joint committee to ascertain what action is necessary to recover money paid out of the treasury for services rendered during the rebellion—Messrs. Yordy and McAfee, committee.

M. P. BLUE,
Secretary.

GENERAL ORDERS.

Senate bill to fix the time of holding the circuit courts in the 7th judicial district ;

It was read three times under a suspension of the constitutional rule, and referred to the judiciary committee.

Senate bill, to amend an act in reference to persons working on roads ;

Read twice under a suspension of the rule, and referred to committee on roads and highways.

Senate bills—

For the relief of Lawson C. Coulson, and to authorize Mary A. Norred to sell certain lands ;

Were read twice under a suspension of the constitutional rule, and referred to the committee on local legislation.

Mr. Gregory, a bill to prohibit persons defacing public buildings ;

Laid on the table.

Mr. Hardy, a resolution—

Instructing the committee on incorporations to report a general bill on incorporations ;

Adopted.

Mr. Vanzandt, a resolution—

Providing for the adjournment of the General Assembly ;

Mr. Stroback moved to postpone ;

Lost.

The resolution was then adopted.

Mr. Hart moved to reconsider the vote by which the resolution was adopted. Carried.

AYES—Messrs. Armstrong, Attaway, Candee, Carraway, Chisholm, Corprew, Cox, Davis, Derren, Drawn, Emmons, Fister, Greene, Gregory, Hardy, Harris, Hart, Hill, Holman, Houston, Inge, Jennings, Jones of Madison, Jones of Tuska-loosa, Lee, Lewis, Lore, Masterson, McCalley, Page, Rice, Ronayne, Rose, Shaw, Sanford, Speed, Simmons, Smith Stewart, Stroback, Stubblefield, Thompson and Weaver—47.

NAYS—Messrs. Bell, Boyle, Bronson, Chisholm, Crossland, Daniel, Doster, Haley, Harkins, Hubbard, Hurt, Kendrick, Martin, Malone, Marshall, Neville, Newsom, Reeves, Springfield, Taylor of Chambers, Taylor of Winston, Tompkins, Tucker, Tyner, Vanzandt, Walker, White, Williams, Yates and Speaker—31.

On motion by Mr. Hart, the resolution was laid on the table.

Senate bills—

To continue in force certain laws;

And to legalize an informal election held in Dale county;

Were read severally three times under suspension of the constitutional rule and passed.

On motion, the House adjourned until Monday morning at 9 o'clock.

THIRTEENTH DAY.

HOUSE OF REPRESENTATIVES, }
July 27, 1868. }

House met pursuant to adjournment.

Prayer by the Chaplain.

Journal read and approved.

By leave, the commissioner of immigration presented his report ;

Which was referred to the committee on industrial resources.

CALL OF THE COUNTIES.

Mr. Newsom, a bill for the relief of George W. Anderson ;

Mr. Hardy, a bill to provide for notaries public ;

Mr. Simmons, a bill to establish the annual meeting of the Legislature ;

Mr. Chisholm, a bill for the relief of Mattie A. Blanchard ;

Mr. Jennings, a bill to extend and define the duties of of probate judges in certain will cases ;

Mr. Quinn, a bill to prevent slanderous publications ;

Mr. Shaw, a bill to regulate the time of holding the courts in the 6th judicial circuit ;

Mr. Neville, a bill to exempt certain property from levy and sale ;

Mr. Wood, a bill for the relief of Christopher C. Rose of the county of Randolph ;

Mr. Reeves, a bill to amend section 3016 of the Revised Code ;

Each of which were read twice under a suspension of the constitutional rule and referred to the judiciary committee.

Mr. Wilson, a bill to establish the county seats in the different counties of the State.

Mr. Harrington, a petition for the re-establishment of the county of Baine ;

Each of which was read twice under a suspension of the rule and referred to committee on county boundaries, with instructions to report by bill or otherwise.

Mr. Hardy, a bill to empower the Governor to commission tax collectors and assessors.

Mr. Hardy, a bill authorizing the issuance of certificates ;

Each being read twice under a suspension of the constitutional rule, were referred to the committee on ways and means.

Mr. Mancell, a bill for the relief of the probate judge of Jones county, formerly Covington county.

Mr. Tompkins, a bill to amend an ordinance of the convention in reference to a stay of debts, &c., in Franklin county ;

Each of which were read twice under suspension of the constitutional rule and referred.

Mr. Simmons, a bill in relation to the incorporation of the city of Tuscumbia.

Mr. Richardson, a bill to provide a system for corporations ;
Which was ordered printed.

Each of which was read twice under a suspension of the constitutional rule and referred to committee on corporations.

Mr. Hart, a bill to prevent trespass ;

Which, on motion of Mr. Stroback, was laid on the table.

Mr. Armstrong, a bill to amend the charter of Pintlala bridge.

Mr. Candee, a bill to provide compensation for commissioners, &c. ;

Read twice under a suspension of the constitutional rule and referred to committee on roads and highways.

Mr. Page, a bill to prevent damage to land owners by overflow ;

Read twice under a suspension of the constitutional rule and referred to the committee on internal improvements.

Mr. McCraw, joint resolutions petitioning Congress to remove all disabilities ;

Read once and postponed until Friday next at 12 M., and made special order for that hour.

Mr. Stroback, a resolution :

Resolved, That the speaker appoint a committee on disabilities, grievances and commerce. Lost.

Mr. Stroback, a resolution on commerce. Adopted.

Committee—Messrs. Stroback, Shaw, Hart, Stewart, Turner, Wilson and Jones of Tuskaloosa.

Mr. Springfield, a resolution :

Resolved, That the Senate concurring, the two Houses adjourn August 5th, to meet again on the 3d Monday, and then complete all unfinished business.

Mr. Stroback moved to postpone consideration of the resolution until 14th of August. Carried.

Mr. Jennings moved to substitute 4th instead of 14th. Lost.

AYES—Messrs. Austin, Baker, Bell, Blandon, Brewington, Candee, Carraway, Childress, Cox, Crossland, Dereen, Diggs, Drawn, Emmons, Greene, Gregory, Haley, Harrington, Harris, Hart, Houston, Inge, Jennings, Jones of Madison, Jones of Tuskaloosa, Lee, Lore, McCalley, Page, Rice, Richards, Richardson, Ronayne, Rose, Sanford, Springfield, Smith, Stewart, Stroback, Stubblefield, Thompson, Weaver, White, Williams and Wilson. Total, 45.

NAYS—Messrs. Chisholm, Bronson, Corprew, Daniel, Doster, Holman, Hurt, Kendrick, King, Lewis, Mastin, Malone, Mancell, Neville, Newsom, Quinn, Reeves, Shaw, Speed, Simmons, Taylor of Chambers, Taylor of Winston, Vanzandt, Walker, Wood and Speaker—26.

Mr. Springfield moved to reconsider Mr. Stroback's resolution ;

Carried.

Mr. Stroback's resolution was then amended by substituting the first Monday, instead of the third Monday in November ;

And as amended, was adopted.

REPORTS OF STANDING COMMITTEES.

Mr. Dereen, from the committee on county boundaries, reported favorably on bills—

Making Wm. Bodie, a liner, a citizen of Butler county, and to change the county line, &c. ;

Authorizing commissioners of Clay county to divide said county into election precincts.

Report concurred in,

And bills read three times and ordered engrossed.

The bill establishing the county of Chillatchie, with an amendment,

Was postponed until 3d Monday in November.

The bill to inflict penalties on common carriers for

violation of the law in making unjust and illegal distinctions, based on color, race and previous condition,

Being special order for this hour, the judiciary committee not having reported upon it, the chair decided the question not before the House.

Mr. Stewart, from the committee on privileges and elections, report favorably on

Senate bill legalizing an informal election in Dale county;

Which was concurred in,

And bill read a third time and passed.

AYES—Messrs. Armstrong, Attaway, Austin, Baker, Bell, Brewington, Blandon, Boyle, Brown, Carraway, Childress, Chisholm, Corprew, Cox, Crossland, Dereen, Diggs, Doster, Drawn, Emmons, Fister, Greene, Gregory, Haley, Hardy, Harrington, Harris, Hill, Holman, Houston, Inge, Jones of Madison, Kendrick, Lee, Lewis, Lore, McCalley, Ninninger, Newsom, Page, Quinn, Rice, Ronayne, Rose, Speed, Stubblefield, Taylor of Chambers, Taylor of Winston, Thompson, Thweatt, Tucker, Turner, Tyner, Vanzandt, Walker, Weaver, Wilson, Wood, Yates and Speaker. Total, 59.

NAYS—Messrs. Candee, Harkins, Hart, Hubbard, Hurt, Jennings, Jones of Tuskaloosa, Kennemer, Masterson, Malone, Mancell, Moore, Neville, Reeves, Richards, Richardson, Sanford, Shaw, Springfield, Smith, Stewart, Stroback, Tompkins, White and Williams. Total, 22.

Mr. Harrington, from the judiciary committee, reported adversely on the following bills :

For the relief of State and county officers ;

For the relief of John D. Nance ;

Which was concurred in.

Also, from same committee, reported favorably on bills :

A bill to continue the city court of Montgomery ;

To protect fruits, vegetables and other crops from depredations ;

To legalize the marriage of Benjamin and Eliza Boshell, with an amendment ;

Which was concurred in,

And bills ordered engrossed for a third reading.

Mr. Shaw, from the committee on fees and salaries, reported favorably on bill amending an ordinance of the late constitutional convention, staying the collection of debts ;

Report concurred in,

And bill ordered engrossed for a third reading.

Mr. Hart, from the committee on corporations, reported favorably on bill amending charter of Mobile ;

Report concurred in, and bill ordered engrossed for a third reading.

Also, from the same committee, adversely on bills—

To incorporate District Grand Tabernacle, No. 5 ;

To charter Olive Branch Masonic Lodge ;

Which was concurred in.

Mr. Stroback, a bill for the pay of the members and officers of the General Assembly ;

Lost.

Mr. Moore, a resolution, requiring the clerk to perform certain duties therein named ;

Adopted.

Senate message :

Mr. Speaker :

The Senate has originated a bill in reference to the three per cent. fund.

M. P. BLUE,

Secretary.

Said bill was then read twice under a suspension of the constitutional rule, and referred to committee on the judiciary.

Mr. Hardy, a resolution, that the sergeant-at-arms be authorized to employ some person to make all necessary repairs to the clerk's desk and that of the members ;

Adopted.

The Speaker announced Messrs. Chisholm and Shaw as the House committee on the Senate joint resolution, in reference to monies paid out during the rebellion for services.

Message from the Governor :

Mr. Speaker :

I am directed by the Governor to communicate a message in writing.

Very respectfully,

Your obedient servant,

D. L. DALTON,

Private Secretary.

EXECUTIVE DEPARTMENT, }

STATE OF ALABAMA, }

Montgomery, July 27, 1868.

To the Honorable House of Representatives :

I have received and duly considered the bill which origina-

ted in the House, for the payment of officers and members of the General Assembly of the State of Alabama. The bill proposes that each senator and representative shall receive eight dollars per diem and mileage at the rate of eight dollars for every twenty miles travelled on going to, and returning from the seat of government. The proposed compensation of officers and employees of the two Houses, ranges from four to ten dollars per day.

I trust that I duly appreciate the delicacy of interposing official objections to an enactment which relates exclusively to the compensation of members and officers of the General Assembly, but with all due respect for the department, I deem it a duty, after a careful examination, to return it to the House in which it originated, without my approval. By section 18, article 4th of the constitution, it is provided that each member of the General Assembly shall receive from the public treasury such compensation for his services as may be prescribed by law, but no increase of compensation shall take effect during the session at which such increase may have been made. It may possibly be contended that there is no law in the State at this time prescribing the compensation of the members of the General Assembly, and that consequently this bill does not propose to increase their pay, but merely to fix it. If this be so, we have no State laws except those which have been enacted by the present legislature. I am clearly of the opinion, however, that such is not the case ; a law once enacted by a legal legislature, remains a law of the State until it is repealed. It will not be denied by any one that the many legislatures previous to the 11th day of January, 1861, were lawful bodies ; they were fully authorized to and did pass laws which were binding upon the people of Alabama ; many of these laws have never been repealed, and are upon the statute book to-day. Among these laws, is one prescribing the compensation of members of the legislature. Under that law warrants may be drawn by the proper officer for payment at the treasury. I entertain no doubt, whatever, as to the validity of the law, and all other laws passed before the period mentioned, and which have not been repealed ; there may be and probably is some difference of opinion as to the binding force of enactments since that time ; however that may be, the rate of compensation proposed by this bill is higher than that provided for in any previous act, and in any point of view, therefore, it is an increase, and hence so far as members are concerned, though not officers, it cannot apply to the present session without conflicting with that part of

the State constitution which is cited above. Independent of this constitutional objection, there are other reasons, in my judgment, why this bill should not become a law.

In all questions relating to the expenses of the State Government it is not only the part of wisdom, but it is our duty to consider carefully the impoverished condition of our people. Our finances are quite restricted, and without the most rigid economy the State credit cannot be sustained. It is with extreme difficulty the people can pay the taxes of the most economically administered government. They have not yet sufficiently recovered from the disasters of the late deplorable war, to justify the imposition of additional burdens.

With all proper deference to the wisdom of the Legislature, I am constrained to think the rates of compensation proposed in this bill are so high as to be disproportioned to the actual condition of the Treasury and the ability of the people to pay taxes.

Should any act be passed modifying existing laws of compensation of the General Assembly, I think it would be advisable to abolish the present mileage system. I think the more equitable way would be to allow the per diem of members residing at a distance from the capital to commence a reasonable time before the day of the meeting of the Legislature; the time for such commencement to be graduated by the distance of the members' residences from the seat of government. In addition to this, members should be allowed payment for the actual and necessary travelling expenses. This would equalize the payment of members residing in all parts of the State, and, as I think, be more equitable and just than the present mode.

W. H. SMITH,
Governor.

On the call of the ayes and nays the veto was sustained.

Shall the bill be passed over the veto :

AYES—Messrs. Bell, Blandon, Brewington, Candee, Carraway, Childress, Chisholm, Corprew, Cox, Crossland, Daniel, Diggs, Doster, Drawn, Emmons, Gregory, Haley, Hardy, Harrington, Harris, Hart, Hill, Holman, Houston, Jones of Madison, Jones of Tuskaloosa, Kendrick, Lee, Lewis, Lore, McCalley, Page, Quinn, Rice, Richards, Ronayne, Rose, Speed, Stubblefield, Taylor of Chambers, Thompson, Weaver and Wilson—44.

NAYS—Messrs. Armstrong, Attaway, Bronson, Burton, Deeren, Greene, Hubbard, Hurt, Inge, Masterson, Martin, Ma-

lone, Moore, Mancell, Neville, Newsom, Reeves, Richardson, Sanford, Shaw, Springfield, Smith, Stewart, Stroback, Tompkins, Turner, Tyner, Vanzandt, Walker, White, Williams and Wood—35.

The House adjourned until 9 o'clock A. M., to-morrow.

FOURTEENTH DAY.

HOUSE OF REPRESENTATIVES, }
July 28, 1868. }

House met pursuant to adjournment.

Prayer by the Chaplain.

Journal read and approved.

Mr. Newsom was granted leave of absence.

CALL OF COUNTIES.

Mr. Yates, a bill to protect citizens from insult and to punish offences ;

Mr. Vanzandt, a bill to protect married women and minors ; (100 copies ordered printed.)

Mr. Dereen, a bill to regulate the punishment of female convicts ;

Were read twice under a suspension of the constitutional rule and referred to the judiciary.

The bill in reference to New Orleans, Mobile and Chattanooga Railroad Charter, was re-committed to the judiciary.

Mr. Bell, a bill for the erection of a poor house in the county of Bullock :

Which, on motion of Mr. Dereen, was laid on the table.

Mr. Walker, a bill to provide for the appointment of the judges of the county courts. Lost.

Mr. Masterson, a bill to prevent persons who are disqualified from exercising the right of franchise. Lost.

Message from the Senate :

Mr. Speaker :

The Senate has concurred in the House amendments to the Senate bill to regulate the approval of the official bonds of State and county officers, and has originated and passed bills of the following titles :

To amend section 3489 of the Revised Code ;

For the relief of Sarah A. Lambert, of Monroe county ;
 For the relief of Lafayette Reed ;

To ratify an election held the 4th, 5th, 6th, 7th and 8th of February, 1868, for the commissioners of revenue in Mobile county, &c. ;

To repeal an act authorizing the appointment of a general guardian of Mobile county ;

For the relief of the poor houses of the several counties in this State ;

To refund certain taxes to the citizens of Marengo county ;

To relieve the estate of David Hanby, deceased, late of Jefferson county.

Very respectfully,

Your obedient serv't,

M. P. BLUE,

Secretary.

On the call of the roll a quorum being present,

Mr. Hart moved to reconsider yesterday's vote on the Governor's veto. Carried.

On motion the House proceeded to vote again ;

To pass the House bill for the payment of officers and members of the General Assembly over the Governor's veto.

On the call of the ayes and nays the bill was lost—a majority of the whole House not voting therefor.

AYES—Messrs. Armstrong, Austin, Blandon, Brewington, Candee, Carraway, Childress, Chisholm, Corprew, Cox, Drawn, Emmons, Gregory, Hardy, Harris, Hurt, Hill, Holman, Houston, Jones of Madison, Jones of Tuskaloosa, Lee, Lewis, Lore, McCalley, Page, Quinn, Rice, Ronayne, Speed, Simmons, Springfield, Smith, Stubblefield, Taylor of Chambers, Thweatt, Turner, Weaver and Williams. Total, 39.

NAYS—Messrs. Bell, Boyle, Crossland, Daniel, Dereen, Greene, Harrington, Hubbard, Hart, Jennings, Kendrick, Kennemer, Masterson, Mastin, Malone, Reeves, Richards, Richardson, Rose, Sanford, Shaw, Stewart, Stroback, Taylor of Winston, Thompson, Tompkins, Tyner, Vanzandt, Walker, White, Williams, Wood and Yates. Total, 36.

REPORTS FROM STANDING COMMITTEES.

Mr. Harrington, from the judiciary committee, made the following report :

In reference to the 3 per cent. funds ;

To authorize Cordelia Castello to sell lands, &c. ;

Senate bill to give casting vote in certain cases ;

Regulating the time for holding courts in the 6th judicial district ;

Senate bill for holding courts in the 7th judicial district ;

Favorably by the committee ;

Which was concurred in and all of them read a third time and passed. From the same committee :

A bill to establish laws for the State ;

For the relief of the estate of McClure ;

To revive section 1998 of the Revised Code ;

To abolish No. 258 of the acts of the General Assembly ;

To regulate judicial proceedings ;

To repeal an act therein named, with an amendment :

To prevent fraudulent disposal of mortgaged property, with an amendment ;

To regulate the sales of property, with an amendment ;

To relieve R. E. Harris ;

Which was reported favorably upon by the committee ;

The report was concurred in and the bills ordered engrossed for a third reading on to-morrow.

Mr. Harrington, from the same committee, reported adversely on bills :

For the relief of Martin V. Mullen ;

Authorizing defendants to set aside bills, &c., in certain cases ;

For the relief of Sarah Blelock ;

Which was concurred in, and bills were lost.

The judiciary committee return the bill for the registration of electors, which was ordered to the committee on registration.

The bill allowing Cabot & Smith to erect a ferry,

Was recommitted to the committee on roads and highways.

Mr. Vanzandt, from committee on internal improvements, reported favorably on bill—

In relation to the charter of the New Orleans, Mobile and Chattannooga Railroad, and to repeal sections 21 and 22 thereof ;

On motion, bill was recommitted to the judiciary committee.

From the same committee, favorably on bill to prevent damage to land owners by overflow of water ;

Concurred in,

And ordered engrossed for a third reading.

Mr. Dereen, from the committee on county roads and county boundaries, reported favorably on Senate bill—

To establish the county seat of Jackson county, with an amendment ;

Which was concurred in,

And bill was read a third time and passed.

Also, by same committee, favorably on the bill—

To relieve certain citizens of Dallas, Perry and Marengo counties ;

Which was concurred in,

And bill ordered engrossed for a third reading.

Senate bills—

To authorize Mary A. Norred to sell certain lands, and

To relieve Lawson C. Coulson,

Were returned to the Senate to be perfected.

Mr. Richardson, from the committee on roads and highways, reported favorably on Senate bill in reference to working roads ;

Concurred in, and amendment adopted.

Vote on amending by inserting 21 years :

AYES—Messrs. Armstrong, Austin, Attaway, Baker, Bell, Blandon, Boyle, Brewington, Bronson, Carraway, Chisholm, Childress, Corprew, Cox, Crossland, Dereen, Diggs, Doster, Drawn, Emmons, Greene, Gregory, Haley, Hardy, Harrington, Harris, Hill, Holman, Houston, Inge, Jones of Madison, Kendrick, Lee, Lewis, Lore, Malone, McCalley, Ninninger, Newsom, Page, Quinn, Rice, Ronayne, Rose, Simmons, Speed, Smith, Stroback, Stubblefield, Taylor of Chambers, Taylor of Winston, Thweatt, Tucker, Turner, Tyner, Vanzandt, Walker, Weaver, Wood. Yates and Speaker—58.

NAYS—Messrs. Candee, Fister, Hawkins, Hart, Hubbard, Hurt, Jennings, Jones of Tuscaloosa, Kennemer, Masterson, Moore, Mancell, Reeves, Richardson, Sanford, Shaw, Springfield, Stewart, Tompkins, White and Williams—20.

Mr. Jennings offered the following resolution :

That the judiciary committee be instructed to return to the House the bill to regulate publication of legal notices, and that it be referred to the committee on printing ;

Adopted.

Mr. Stewart, a resolution—

Instructing the judiciary committee to report on the common carrier bill, and that it be made the order of the day on Wednesday at 12 m. ;

Adopted.

Mr. Harrington, a joint resolution—

Fixing the pay of members and officers of the General Assembly ; adopted.

On motion, the House adjourned until to-morrow morning at 9 o'clock.

FIFTEENTH DAY.

HOUSE OF REPRESENTATIVES, }
July 29, 1868. }

House met pursuant to adjournment.

Prayer by the chaplain.

Journal of yesterday read and approved.

Mr. Walker asked leave to withdraw a bill to provide for the appointment of the judges of the county courts;

Granted.

CALL OF THE COUNTIES.

On the call of the counties, the following bills were offered and referred :

Mr. Lore, a bill—

To authorize the judge of probate of Barbour county to appoint certain officers ;

Mr. Tucker, a bill—

To confer on probate courts original control and jurisdiction of contracts for labor ;

Mr. Neville, a bill—

To prevent the malicious mischief of frightening children ;

Mr. Wood, a bill—

To provide for the working of public roads ;

Mr. Richards, a bill—

For the relief of clerks of the circuit and other courts of this State ;

Mr. Richardson, a bill—

Whereby minors and others may become free dealers ;

Mr. Hart, a bill—

To declare the offices of intendent, marshal and common councilmen vacant in the town of Greenville ;

All of which were read twice under a suspension of the constitutional rule and referred to the committee on the judiciary.

Mr. Jennings, a bill—

To establish a medical board in Lawrence county ;

Mr. Cox, a bill to re-establish the city court of Montgomery ;

Mr. Cox, a bill to organize and establish the municipal government of the city of Montgomery ;

Mr. Cox, a bill to amend the ordinance of the late constitutional convention, staying debts so far as the courts of Montgomery county are concerned ;

Mr. Harrington, a bill for the relief of the executor of the estate of Caroline Alston ;

Mr. Lee, a bill to prevent private parties from interfering with the public books in Perry county ;

Mr. Thweatt, a bill for the relief of John V. Trammell and the securities on his official bond ;

Mr. Page, a bill to locate permanently the seat of justice in Washington county ;

Each of which were read twice under a suspension of the constitutional rule, and referred to the committee on local legislation ;

Mr. Thweatt, a bill for the relief of certain judgment defendants ;

Was read twice under a suspension of the constitutional rule, and referred to the committee on the judiciary.

Mr. Sanford, a bill for the relief of the members of the late constitutional convention ;

Which was read twice under a suspension of the rule, and referred to the committee on ways and means.

Mr. Stroback, a bill to prevent trespass ;

Lost ;

Mr. Thweatt, a bill for the relief of the people of Alabama ;

Lost ;

Mr. Stubblefield, a bill to change the boundaries of the 6th congressional district ;

Referred to select committee, consisting of Messrs. Stubblefield, Boyle, Haley, Jennings and Taylor of Winston ;

Mr. Shaw, a bill for the relief of public officers ;

Which were read three times under a suspension of the constitutional rule, and passed.

Mr. Malone, a bill to prohibit the sale of spirituous liquors near the academy and church at Alfred Collins', in DeKalb county ;

Read three times and passed under a suspension of the constitutional rule ;

Mr. Hardy, a bill for the relief of J. E. and Mary Caldwell, of Dallas county ;

Were read twice, under a suspension of the constitutional rule, and referred to the committee on the judiciary.

Mr. Simmons, a bill to establish the pay of officers and members of the General Assembly ;

Laid on the table ;

Mr. Simmons, a bill to establish the salary of the Governor of Alabama ;

Laid on the table.

Senate message :

Mr. Speaker :

The Senate has originated and passed bills of the following titles :

To repeal an act incorporating the town of Livingston, Sumter county, and revive the old charter ;

For the relief of Russell L. Griffin, of Lee county ;

To require the court of county commissioners to publish semi-annual exhibits of receipts and expenditures of money, &c. ;

To prevent the carrying of deadly weapons, known as rifle or gun shot walking canes ;

To extend the time of collecting taxes for the year 1867 ;

To authorize the Governor to fill vacancies in the supreme and chancery courts ;

To relieve Hugh Montgomery, of Cleburne county ;

To confirm the election of judge and clerk of the city court of Selma ;

A joint resolution, requiring the Secretary of State to furnish certain probate judges with Alabama reports ;

Also, House bills—

To relieve Peyton Baughn, probate judge of Winston county ;

To change the name of Covington county ;

To locate the seat of justice in Washington county ;

To relieve Eliza F. Thompson.

Senate bill—

To provide township maps and field notes for county surveyors ;

To repeal writs of garnishment against incorporated cities, towns, &c.

Very respectfully,

M. P. BLUE, Secretary.

ORDERS OF THE DAY.

Mr. Malone, from the committee on disabilities, made a report which was postponed until Friday, 12 M. ;

Mr. Harrington, from the judiciary committee, reported a substitute for two Senate bills of the following titles :

To continue persons in office and empower the Governor to fill vacancies ;

And bill to continue in office certain municipal and State officers.

Mr. Moore moved to amend, as follows :

Provided, That elections be held in towns, cities, &c., to fill such vacancies according to the terms of their act of incorporation, and that the Governor order elections in counties where vacancies exist ;

Lost.

Mr. Hubbard moved to amend as follows :

That the appointees hold their office only until the next election day of such officers, and for this purpose the Governor shall order immediate elections in any town or county where such vacancies may have occurred, and such elections shall be had as now provided for by law. Lost.

Mr. Hubbard then moved to except Pike county. Lost.

AYES—Messrs. Armstrong, Austin, Ard, Attaway, Bell, Blandon, Brewington, Bronson, Candee, Carraway, Chisholm, Corprew, Crossland, Daniel, Diggs, Drawn, Emmons, Gregory, Haley, Hardy, Harrington, Harris, Holman, Houston, Inge, Jennings, Jones of Madison, Kennemer, Lee, Lewis, Page, Quinn, Rice, Richards, Richardson, Ronayne, Rose, Sanford, Shaw, Simmons, Springfield, Smith, Stroback, Stubblefield, Thweatt, Tucker, Turner, Weaver, Williams, Wilson and Yates. Total, 50.

NAYS—Messrs. Dereen, Doster, Hart, Hubbard, Hurt, Kendrick, Masterson, Mastin, Malone, Moore, Mancell, Neville, Reeves, Taylor of Chambers, Taylor of Winston, Tompkins, Tyner, Vanzandt, Walker, White and Speaker. Total, 20.

On motion the bill was read a third time and passed under a suspension of the rule.

Mr. Harrington, from the judiciary, reported a substitute for the bill authorizing the Governor to appoint notaries public ;

Substitute was adopted and ordered engrossed for a third reading under a suspension of the rule.

Message from the Governor.

Mr. Speaker :

I am directed by the Governor to state that he has approv-

ed and signed a bill which originated in this House for the relief of E. S. Clark, of the county of Mobile.

D. L. DALTON,
Private Secretary.

Mr. Candee, by leave, a bill to facilitate the collection of court costs and officers' fees ;

Read twice under suspension of the rule and referred to committee on fees and salaries.

Mr. Austin, by leave, a bill to provide for the collection of wages due laborers and mechanics ;

Which was read twice under a suspension of the rule and referred to the judiciary committee.

Mr. Lewis, by leave, a resolution to make the 1st article of the constitution of the State law. Laid on the table.

Minority report from the judiciary committee on the bill to authorize the Governor to commission certain officers of Lowndes county—

We protest against the passage of the bill for the following reasons :

1st. That the bill is unconstitutional and contrary to the laws of the State in important particulars. It proposes to commission officers therein named for the full term, when the constitution declares that the office of judge of probate, when vacant, shall be filled by the Governor by appointment, and shall hold the office only until the next election day appointed by law ; so the bill, if passed, will take away from the people of Lowndes county the constitutional right to elect their judge of probate and violate the constitution by conferring the right upon the Governor to commission for the full term. The same reasons apply to each of the other offices named in the bill.

2d. Under the constitution the Governor has the power to appoint the judge of probate and the sheriff of said county, to hold office until the next election day of judges, and there is no need of a law to authorize him so to do ; and at the next election day the people have a right under the constitution to elect these officers, and this bill proposes to deprive them of that right guaranteed by the constitution.

3d. The bill violates the constitution by authorizing the Governor to appoint clerks of circuit courts, because the right under the constitution to appoint such clerks is with the judge of the circuit courts.

4th. Under the laws of the State, (the Revised Code of Alabama,) vacancies in the office of tax assessors and collectors

and county treasurers, are filled by commissioners courts. But the bill provides to take away that legal right, and vest it in the Governor. The cases attempted to be provided for in the bill are fully provided for in the law and the constitution; and further legislation is unnecessary, and the amendment proposed is in flagrant violation of the constitution, in that, its effect is forever to take away from the people of Lowndes county, and the officers there who have the appointing power, the right to elect and appoint the officers named in the bill. For these reasons, we urge that the bill be not passed.

Respectfully submitted.

JOHN P. HUBBARD,
D. L. NEVILLE.

On motion, the report was received.

Mr. Harrington, a resolution—

Declaring J. H. Ard of Dale county, legally entitled to his seat as a representative from said county ;

Adopted.

Mr. Ard was thereupon sworn in and took his seat as a member of the House.

House adjourned till 9 o'clock to-morrow morning.

SIXTEENTH DAY.

HOUSE OF REPRESENTATIVES, }
July 30, 1868. }

House met pursuant to adjournment.

Prayer by the Rev. Mr. Lakin.

Journal of yesterday was read and approved.

REPORTS OF STANDING COMMITTEES.

Mr. Harrington, by leave, reported adversely from the judiciary committee, to the following bills :

To legitimize Leasy, Leana and Malinda, children of Wm. A. Masterson of Clarke county ;

To provide for the relief of teachers, mechanics and other persons therein named ;

To establish the annual meeting of the General Assembly of the State ;

For the relief of Geo. W. Anderson, of Clay county ;

To establish and define the duties of probate judges in certain cases ;

To provide compensation to sheriffs in assessment of dower ;

For the protection of settlers on public lands ;

To appoint certain officers therein named ;

To alter and amend section 1410 of the Code ;

To allow executors and administrators to compromise bad and doubtful debts ;

Preamble and resolution in reference to the recent election of officers ;

For the repeal of the stock laws in this State ;

For the appointment of notaries public ;

To protect citizens from insult and to punish the offense ;

To define the laws of Alabama ;

To regulate proceedings in attachment suits ;

To empower the officers of cities, towns and villages to preserve order ;

And recommend that they do not pass.

Report concurred in.

The same committee reported favorably on the following bills :

To amend section 3016 of the Revised Code ;

For the relief of Mattie E. Blanchard, of Lauderdale county ;

To authorize the commissioners court to issue certificates in anticipation of the county taxes, &c., in Lawrence county ;

For the relief of Christopher C. Rose, of Elmore county ;

To increase the jurisdiction of justices of the peace in Marion county ;

To extend jurisdiction of justices of the peace in Hale county ;

Senate bill to authorize the appointment of guardians *ad litem* in each county, and recommend their passage ;

Report concurred in and bills ordered engrossed for a third reading to-morrow.

The bill in reference to registration of electors was returned for reference to committee on elections.

The same committee, by leave, reported adversely on the bill to remove all disabilities to hold office or sit on juries on account of race or color ;

Which was concurred in.

Mr. Stubblefield, from the committee on printing, reported favorably on the bill providing for the publication of legal notices.

Mr. Stroback moved the following amendment in the nature of a substitute. Lost.

Vote to lay substitute on the table ;

AYES—Messrs. Austin, Bell, Blandon, Brewington, Bronson, Candee, Carraway, Chisholm, Crossland, Diggs, Drawn, Emmons, Gregory, Haley, Hardy, Harris, Hart, Holman, Houston, Inge, Jennings, Jones of Madison, Kennemer, Lee, Lewis, McCalley, Ninninger, Newsom, Page, Quinn, Rice, Ronayne, Shaw, Speed, Simmons, Springfield, Smith of Morgan, Thweatt, Tucker, Turner, Weaver, White, Williams, Wilson and Yates. Total, 45.

NAYS—Messrs. Childress, Dereen, Doster, Greene, Hubbard, Hurt, Kendrick, Jones of Tuskaloosa, Lore, Masterson, Malone, Moore, Mancell, Neville, Reeves, Richards, Richardson, Rose, Stroback, Taylor of Winston, Tompkins, Tyner, Vanzandt, Walker and Speaker. Total, 25.

Mr. Moore moved to except Coffee from the provisions of the bill. Lost.

Mr. Reeves moved to except Cherokee county from the provisions of the bill.

Mr. Hubbard moved to except the county of Pike. Lost.

Messrs. Mastin and Mancell moved to except Jones and Crenshaw counties. Lost.

Mr. Reeves moved to postpone further consideration of the bill until the 4th of August. Lost.

YEAS—Messrs. Armstrong, Dereen, Doster, Hubbard, Hurt, Jones of Tuskaloosa, Kendrick, Masterson, Mastin, Malone, Moore, Mancell, Neville, Newsom, Reeves, Richards, Richardson, Taylor of Winston, Stroback, Thompson, Tyner, Vanzandt, Walker, Wood and Yates. Total, 23.

NAYS—Messrs. Austin, Bell, Blandon, Carraway, Childress, Chisholm, Cox, Crossland, Daniel, Diggs, Drawn, Emmons, Greene, Gregory, Haley, Hardy, Harrington, Harris, Hart, Hill, Holman, Houston, Inge, Jennings, Jones of Madison, Kennemer, Lee, Lewis, Lore, McCalley, Ninninger, Page, Quinn, Rice, Ronayne, Rose, Shaw, Simmons, Speed, Springfield, Smith, Stewart, Taylor of Chambers, Tucker, Turner, Weaver, White, Williams and Wilson. Total, 52.

Mr. Jennings moved the previous question ;

Which was sustained.

The bill was read a third time and passed.

AYES—Messrs. Austin, Attaway, Bell, Blandon, Brewington, Carraway, Crossland, Diggs, Emmons, Greene, Gregory, Hardy, Harrington, Harris, Hart, Holman, Houston, Inge,

Jennings, Jones of Madison, Kennemer, Lee, Lewis, Lore, McCalley, Ninninger, Page, Quinn, Rice, Ronayne, Ross, Sanford, Shaw, Simmons, Springfield, Taylor of Chambers, Thweatt, Tucker, Turner, Weaver, White, Williams, Wilson and Wood. Total, 46.

NAYS—Messrs. Boyle, Candee, Childress, Chisholm, Corprew, Daniel, Dereen, Doster, Hubbard, Hart, Jones of Tus-kaloosa, Kendrick, Masterson, Mastin, Malone, Moore, Mancell, Neville, Newsom, Reeves, Richards, Richardson, Stewart, Stroback, Taylor of Winston, Thompson, Tompkins, Tyner, Vanzandt, Walker, Yates and Speaker. Total, 31.

Senate message.

Mr. Speaker :

I am directed by the Senate to inform the House of its having originated and passed bills of the following titles, to-wit :

To authorize Daniel L. McNeil, of Elmore county, to settle with his guardian ;

To amend section 1186 of the Revised Code ;

To amend an act to incorporate the North and South Alabama Railroad Company ;

To consolidate and make joint stock of the Great Northern Railroad Company, and the Alabama and Florida Railroad Company ;

To change the name of said company to the Mobile and Montgomery Railroad Company ;

And to amend by extending the period for the grading of the Tennessee and Alabama Central Railroad, and for other purposes therein named ;

To amend the city charter of Demopolis ;

To fix the time of holding court in the second judicial circuit ;

To amend sub-division VI, of section 436 of the Code ;

To amend the Code of Alabama ;

To alter and amend the internal improvement system of the State ;

To amend section 1417 of the Code ;

To extend the corporate limits of the town of Talladega ;

To declare Malinda C. Brewington a lawful heir ;

For appropriations to pay contingent expenses for the Senate at the present session ;

To repeal an act establishing the city court of Huntsville ;

To authorize investigations into fires in incorporated towns and cities ;

To change the line between Clay and Talladega counties ;
 To pay the officers of the General Assembly ;
 Adopting a substitute for the House resolution providing a
 committee to examine the Revised Code.

M. P. BLUE,
 Secretary.

Mr. Harrington, from the judiciary committee, returned to the House the common carrier bill without report.

The hour having arrived, the House resolved itself into a committee of the whole to take into consideration the common carrier bill—

Mr. Hardy being in the chair—

Mr. Cox offered a substitute to the bill ;

Mr. Thweatt moved that the committee rise. Lost.

Mr. Gregory moved to lay the substitute on the table. Lost.

Mr. Stewart offered the following amendment :

That fifty dollars be substituted for one hundred dollars, and it be paid into the Treasury for the benefit of the school fund ;

Mr. Jennings offered a substitute for section 2nd ;

Which was accepted by Mr. Stewart as follows :

Shall, upon condition thereof, before any court having jurisdiction of the same, be fined in a sum not exceeding one hundred dollars, or imprisonment in the county jail not exceeding thirty days, or both, at the discretion of the court, said fine to be paid into the Treasury of the State, and the same to be appropriated to the common school fund ;

Adopted.

Mr. Malone moved to make an adverse report ;

Lost.

Mr. Jones of Tuskaloosa, moved to continue consideration of the question until to-morrow. Carried.

Mr. Strokauck moved that the committee rise to meet again at 12 M., to-morrow. Carried.

The Speaker then resumed his seat.

Mr. Hardy, chairman of the committee on the whole, reported that the committee of the whole had under consideration the common carrier bill ; but having come to no definite conclusion, asked for further consideration, which was granted.

The Senate bill for the payment of the officers of the General Assembly, not provided for in the Code ;

Was referred to the committee on fees and salaries ;

With instructions to report to-morrow at 10 o'clock A. M. ;

And that it be so amended as to include the officers of the House.

Mr. Stewart, by leave, a resolution—

That a committee of three be appointed, whose duty it shall be to ascertain and report on Friday next, the number of clerks necessary to do the official writing of the House, and how many at present are employed ;

Adopted

Committee—Messrs. Stewart, Thweatt and Malone.

Mr. Malone, a resolution—

That the Speaker be authorized to appoint a committee of five on banks and banking.

The House then adjourned.

SEVENTEENTH DAY.

HOUSE OF REPRESENTATIVES, }
July 31, 1868. }

House met pursuant to adjournment.

Prayer by the chaplain.

Journal of yesterday was read and approved.

Mr. Baker was granted leave of absence.

Mr. Stroback moved to suspend the order of business, to take up reports of standing committees ;

Carried.

REPORTS OF STANDING COMMITTEES.

The committee on county boundaries reported adversely on the bill to permanently locate the county seats of the different counties in Alabama ;

Report concurred in.

The same committee reported adversely on the bill re-establishing Baine county ;

Report concurred in.

Mr. Hardy, by leave, made the following report :

Mr. Speaker :

The committee on industrial resources, to whom the report of the commissioner of immigration was referred, beg leave to make the following report :

The committee authorize me to say, that we have had the

commissioner before us, who read and explained his exceedingly interesting report, in all its important bearings, upon both the citizenlandholder of Alabama and upon the immigrant who may contemplate making a home for himself and family in our great State.

The committee have no hesitation in stating that the report meets fully and in every particular the objects contemplated in the ordinance of the late constitutional convention, ordaining the board and selecting commissioner; and in furtherance of the patriotic object of said convention, as set out in the second section of the ordinance,

The committee authorize me to report that this General Assembly have ten thousand copies of this report of the commissioner printed in neat pamphlet form, that the information thus collected may be disseminated; and further, that an agency or agencies be at once established at the North and in Europe. And the committee would further report, in concurrence with the views of the commissioner, that the General Assembly provide for a suitable map of the State, so colored as to exhibit the geological formations, the distinguishing features of Alabama, showing her valuable timber forests, her rich cretaceous cotton belt, and her broad carboniferous formation, in the lap of which rests her multifarious and valuable mineral wealth, and her fine navigable rivers and her net-work of railroads, completed and projected.

The committee instruct me further to report the following resolutions, and request their adoption :

1. *Be it resolved by the House*, (the Senate concurring), That the board of immigration be continued, and that a commissioner be appointed to fill the vacancy occasioned by the resignation of Dr. N. B. Cloud, which accompanies this report, and is hereby presented.

That the duties of the commissioner, as provided for in the first resolution, be the same as those set out in the first section of the ordinance of the said constitutional convention, and that the pay of the said commissioner be the same as that provided in said ordinance—namely, four dollars per diem.

3d. That an appropriation is hereby made for the payment of Dr. N. B. Cloud, the commissioner of immigration, as prescribed by the ordinance of the constitutional convention.

JOHN HARDY,
Chairman,

To the General Assembly of Alabama :

The undersigned, commissioner of the board of immigra-

tion, hereby respectfully tenders his resignation, to take effect from the second instant, the day he entered upon the duties of superintendent of public instruction.

Respectfully, &c.

N. B. CLOUD, M. D.

Which was concurred in ;

Read three times and adopted.

Mr. Richardson, from the committee on roads and highways, reported favorably on the bill to amend Pintlala bridge charter ;

Concurred in ;

And bill ordered engrossed for a third reading.

The same committee report adversely on the bill to authorize Charles M. Cabot and Thomas C. Smith to establish a ferry across the Tallapoosa river ;

Which was concurred in.

Mr. Harrington, from the committee on the judiciary, reported favorably on the following bills :

To regulate the 4th and 5th judicial circuits ;

To authorize the admission of parol evidence, &c. ;

To secure the collection of fees and costs ;

To regulate the punishment of female convicts ;

For the relief of certain judgment defendants ;

Each of which was concurred in, and ordered engrossed for a third reading.

The same committee report adversely on the following bills :

Requiring the circuit court judges to make certain entries on their dockets ;

To define and establish civil and criminal laws for the State of Alabama ;

To define the laws of Alabama ;

For the relief of Sarah Ann Sellers of the county of Randolph ;

For the relief of the poor of Alabama ;

Which was concurred in.

Mr. Thweatt, from the committee on local legislation, reported favorably on bills—

For the relief of tax assessors of Conecuh county ;

For the relief of John V. Trammell, and the sureties on his official bond ;

To establish a medical board in Lawrence county ;

To authorize the county treasurer of Hale county to pay a salary to the solicitor of said county ;

For the relief of certain persons therein named ;

Which was concurred in, and ordered engrossed for a third reading.

The same committee reported adversely on the following bills—

To amend an ordinance of the late constitutional convention ;

To stay the collection of debts, so far as concerns the process from the courts of Franklin county ;

For the relief of the probate judge of Jones, formerly Covington county ;

Which were concurred in ;

To amend the ordinance of the late constitutional convention, to stay the collection of debts, so far as concerns process from the courts of Montgomery county, with an amendment thereto, was reported on favorably by the same committee ;

Concurred in.

The bill was then read a third time under a suspension of the constitutional rule and passed as amended.

To prevent private parties from interfering with public roads in Perry county, was reported adversely upon by the committee on local legislation ;

Concurred in.

REPORT OF COMMITTEE ON ENROLLED BILLS.

Mr. Emmons reported the following bills as correctly enrolled :

Joint resolution ratifying Article XIV. of the Constitution of the United States ;

To fix the annual meeting of the General Assembly ;

To provide for the qualification of members of the board of education ;

For the relief of E. S. Clark of Mobile ;

Joint resolution restraining the State treasurer.

Mr. Vanzandt, a resolution—

Instructing the committee appointed to ascertain how many clerks were needed, &c., to further ascertain how many pages, messengers and hall-keepers are necessary ;

Which was adopted.

Mr. Candee, by leave, a bill—

For the preservation of the peace at elections and public gatherings ;

Which was read twice under a suspension of the constitutional rule, and referred to the committee on the judiciary.

Mr. Richardson, from committee on roads and highways, reported a substitute for the bill—

To establish a ferry across the Tennessee river ;

Adopted.

Read three times under a suspension of the constitutional rule and passed.

Mr. Wilson asked that the bill legitimatizing the children of Wm. Masterson be referred to the committee on local legislation ;

Carried.

Bill was then referred to judiciary committee.

Mr. Taylor of Chambers, by leave, a bill—

To declare executions and liens null and void ;

Which was read twice under a suspension of the rule, and referred to the judiciary committee.

Mr. Crossland, by leave, a bill—

To continue in force an act incorporating a company to build a bridge across the Black Warrior river ;

Was read twice under a suspension of the constitutional rule and referred to the committee on roads and highways.

Message from the Senate.

SENATE CHAMBER, }
July 31st, 1868. }

Mr. Speaker :

The Senate has originated and passed bills of the following titles :

To amend the charter of the Eureka mining company ;

To repeal a certain section as to prosecuting attorneys and solicitors, and for other purposes ;

To authorize purchasers of any railroads to organize as incorporated companies ;

Joint resolution relative to certain books and papers of public interest ;

To amend section 4339 of the Revised Code ;

Joint resolution to provide pay for the clerks of the judiciary and military committees ;

And has approved House bill authorizing the Governor to commission certain officers of Lowndes county.

Very respectfully,

M. P. BLUE,

Secretary.

GENERAL ORDERS AND ORDERS OF THE DAY.

House bills—

For the relief of Peyton Baughn, probate judge of Winston county ;

For the relief of Eliza F. Thompson ;

To locate permanently the seat of justice in Washington county ;

To change the name of Covington county ;

Were read a third time and passed.

Senate bill to confirm the election of city judge and clerk of Selma ;

Was read three times under a suspension of the constitutional rule and passed.

Senate joint resolution requiring Secretary of State to furnish probate judges with reports ;

Was adopted.

Senate bill—

For the relief of Russell L. Griffin, of Lee county ;

To prevent the carrying of hostile weapons ;

To extend the time for the collection of taxes for the year 1867 ;

For the relief of Lawson C. Coulson, probate judge of Jackson county, and his sureties ;

To authorize Mary A. Norred to sell certain lands ;

To repeal an act authorizing the appointment of general administrator and guardian of Mobile county ;

For the relief of Sarah A. Lambert, of Monroe county ;

To ratify and confirm an election held last February for commissioners of revenue, &c., in Mobile county ;

For the relief of David Hanby, deceased, of Jefferson county ;

To authorize and empower Daniel M. McNeill, a minor of Elmore county, to settle with his guardian ;

To establish a system of internal improvement in the State ;

To declare Malinda C. Brewington a lawful heir ;

To extend the corporation limits of Talladega ;

To amend the city charter of Demopolis ;

To amend the Revised Code ;

To amend sub-division 6 of section 434 of the Revised Code ;

To fix the time of holding courts in the several judicial circuits ;

To extend the period for the grading of the Tennessee and Alabama Central Railroad, &c. ;

To make joint stock of the Mobile and Great Northern Railroad Company, and the Alabama and Florida Railroad Company, and to change the names thereof ;

To amend an act to incorporate the North and South Alabama Railroad Company ;

To amend section 1186 of the Revised Code ;

To repeal an act to establish the city court of Huntsville ;

Each of which were read severally three times under a suspension of the constitutional rule and passed.

Senate bill—

To require the courts of county commissioners to publish semi-annually receipts and expenditures of money ;

Was returned to the Senate for clerical authentication.

Senate bills—

To provide for township maps and copies of field notes for county surveyors ;

Was laid on the table.

And also, bill—

To amend section 1417 of the Code.

Senate bills—

To authorize writs of garnishment against incorporated cities, towns, &c. ;

To amend the charter of the Eureka Mining company ;

For the relief of the poor houses of the several counties in the State ;

For the relief of Lafayette Reed ;

To investigate fires in incorporated towns ;

To amend section 3489 of the Code ;

Each of which were read twice under a suspension of the constitutional rule and referred to the judiciary committee.

Senate bill—

To provide for contingent expenses of the Senate ;

Read twice, under a suspension of the constitutional rule, and referred to the committee on ways and means.

Senate bill—

To refund certain taxes to the citizens of Marengo county ;

Read twice, under a suspension of the constitutional rule, and referred to the committee on local legislation.

Senate bill—

To change the county line between Clay and Talladega counties ;

Read twice, under a suspension of the constitutional rule, and referred to the committee on counties and county boundaries.

Senate bill—

To repeal an act to incorporate the town of Livingston, in Sumter county ;

Were read three times under suspension of the constitutional rule, and passed.

Mr. McCraw moved that the House resolve itself into committee of the whole, to take into consideration the special order for this hour ;

Which was a joint resolution petitioning congress for the removal of disabilities ;

Carried.

On motion, the committee rose—

When Mr. Hardy, chairman of the committee of the whole, reported that no progress had been made in the investigation of the question in consequence of the joint resolution being mislaid, and not being in possession of the committee, they could not act ;

The report was received.

Mr. McCraw protested against the report of the committee, for the reason that the principles of the resolution being before the committee, the escape of the written copy did not prevent the consideration of the subject matter of the resolution.

A petition from the board of education was referred to the committee on education, with instructions to report a bill.

The House on motion, adjourned.

EIGHTEENTH DAY.

HOUSE OF REPRESENTATIVES, }
August 1, 1868. }

House met pursuant to adjournment.

Prayer by the chaplain.

Journal read and approved.

The special or select committee, to whom was referred the bill to change the boundary line of the 6th congressional district, reported favorably ;

Which was concurred in, and the bill was ordered engrossed for a third reading.

Mr. McCraw, by leave—

A bill to relieve certain persons of Chambers county of disabilities ;

Which was read three times under a suspension of the constitutional rule, and passed.

AYES—Messrs. Ard, Boyle, Bronson, Chisholm, Corprew, Cox, Dereen, Doster, Drawn, Harrington, Harris, Hart, Hous-

ton, Hubbard, Hurt, Inge, Jennings, Jones of Tuskaloosa, Kendrick, Masterson, Mastin, Malone, McCally, Moore, Mancell, Neville, Ninninger, Newsom, Quinn, Reeves, Sanford, Shaw, Simmons, Stroback, Stubblefield, Taylor of Winston, Thompson, Thweatt, Tompkins, Tucker, Turner, Tyner, Vanzandt, Walker, Weaver, Wood, Yates and Speaker—49.

NAYS—Messrs. Austin, Bell, Blandon, Crossland, Diggs, Emmons, Greene, Hardy, Jones of Madison, Kennemer, Lee, Lore, Rice, Richardson, Ronayne, Rose, Speed, Springfield, White, Williams, and Wilson—22.

Message from the Governor.

Mr. Speaker :

I am directed by the Governor to inform the House that he has approved and signed a House bill authorizing the Governor to commission certain officers in Lowndes county.

Very respectfully,

Your obedient servant,

D. L. DALTON,

Private Secretary.

CALL OF THE COUNTIES.

Mr. White, a bill for the relief of the maimed of this State.

Also, a bill for the relief of J. B. Billingsly of Blount county ;

Mr. Simmons, a bill ratifying and conforming certain elections held in Franklin county, on the 4th, 5th, 5th, 7th and 8th days of February, 1868 ;

Mr. Clisholm, a bill for the relief of George W. Anderson of Clay county ;

Mr. Moore, a bill to abolish the office of county solicitor, and to define the duties of the solicitors of circuits ;

Each of which was read twice, under a suspension of the rule, and referred to the judiciary committee.

Mr. Jennings, a bill for the relief of the administrators of the estate of Geo. Simpson, deceased ;

Mr. Thompson, a bill to authorize the late solicitor of the 2nd judicial circuit to turn over the books and papers to the succeeding solicitor ;

Mr. Thweatt, a bill to repeal an act to establish the Cane Brake Agricultural District ;

Mr. Neville, a bill to authorize the court of county commissioners for Monroe county to levy an additional tax ;

Each of which were read twice under a suspension of the constitutional rule and referred to the committee on local legislation.

Mr. Mancell, a bill to change county boundaries ;

Read twice under suspension of the rule and referred to the committee on county boundaries.

The Speaker read a communication from Janes M. Morton, asking for the re-establishment of Jones county ;

Which was referred to the committee on county boundaries.

The Speaker laid before the House General Orders No. 108, from Department Head Quarters, dated Atlanta, Ga., July 30, 1868, and signed by order of Major General Meade ;

Which was referred to the committee on military affairs.

GENERAL ORDERS.

House bill—

To amend an Ordinance of the late Constitutional Convention so far as regards Mobile county ;

To extend the jurisdiction of justices of the peace in Hale county ;

And to extend the jurisdiction of justices of the peace in Marion county ;

Were read a third time and passed.

House bill—

To exempt certain property from levy and sale ;

Was laid on the table.

Senate bill, (by leave), relating to the militia ;

Was read twice under a suspension of the constitutional rule, and referred to the committee on military affairs.

Senate bill—

To amend the corporation laws of Alabama ;

Were read twice, under a suspension of the constitutional rule, and referred to the judiciary committee.

Mr. Stroback asked a re-consideration of the vote on the bill regulating the time of holding court in the 2nd judicial circuit ;

Which was granted, and the bill referred to the judiciary committee.

A communication from the Board of Education in reference to the school fund ;

Was referred to a select committee consisting of Messrs Hardy, Wood and Neville.

Mr. Malone, by leave, from the committee on ways and means, reported favorably on bills :

To authorize the issuance of tax certificates by the Governor, for the relief of the members of the late Constitutional Convention ;

To legalize the present assessment of taxes, with amendment.

Which were concurred in, and the bills read a third time and passed.

Mr. Stroback, from the same committee, protested against the passage of the last named bill, with amendment, inserting two dollars in lieu of one dollar and fifty cents, for the reason that it was contrary to article "9" and section 1, of the Constitution ;

Mr. Harrington, by leave, a bill in relation to the wharfage in Moblie ;

Read twice and referred to the committee on commerce.

Mr. Stubblefield, by leave, a bill to pay printing expenses ;

Also, a bill to pay the contingent expenses of the House ;

Read twice under a suspension of the constitutional rule and referred to the committee on ways and means.

Mr. Gregory moved to take up Senate bill to amend section 3343 of the Revised Code of Alabama. Carried, and the bill was read a third time and passed.

Mr. Stewart, from a select committee to inquire into the number of clerks and employees of the House, reported in favor of reducing the number ;

Which was concurred in.

Senate message.

Mr. Speaker :

The Senate has originated and passed a bill of the following title :

To abolish the office of commissioner and trustee of the State bank and branches ;

For the relief of Mary E. Lambert, of Clay county ;

To preserve order at elections ;

To amend the corporation laws of Alabama.

And has passed House bills—

To amend and continue in force an act in reference to building a bridge across the Black Warrior river, opposite Tuska-loosa ;

To regulate the time of holding the circuit court of the 6th judicial circuit ;

To amend an act in reference to the sale of liquor near a certain church in DeKalb county ;

To make Susan Ann May a free dealer ;

To authorize C. A. Castello to sell the land of P. D. Castello's estate at private sale ;

Allowing compensation for commissioner of roads and revenue in Baldwin county ;

And has concurred in House amendment to Senate bill to pay the officers of the General Assembly not provided for by the Revised Code.

M. P. BLUE,
Secretary of Senate.

House adjourned till 10 o'clock to-morrow morning.

TWENTIETH DAY.

HOUSE OF REPRESENTATIVES, }
August 3, 1868. }

House met pursuant to adjournment.

Prayer by Mr. Vanzandt.

Journal read and approved.

Mr. Stroback moved a suspension of the order of business to receive reports from committees. Concurred in.

Mr. Hart, by leave, from the committee on corporations, reported favorably on the bill—

To adopt the law in relation to the incorporation of the city of Tuscumbia, Franklin county, and for other purposes ;

Which was concurred in and the bill read a third time and passed.

Mr. Dereen, from the committee on county boundaries, reported adversely on the Senate bill—

To change the county line between Clay and Talladega counties ;

Which was concurred in.

Mr. Thweatt, from the committee on local legislation, reported favorably on the bill relative to the executors of the estate of Caroline Alston ;

Which was concurred in and the bill ordered engrossed for a third reading.

The same committee reported favorably on the bill to establish a municipal government for the city of Montgomery ;

Which was concurred in and the bill read a third time and passed.

Mr. Harrington, from the judiciary committee, reported

favorably on bills to extend time to executors, administrators, &c.

To amend section 3539 of the Revised Code ;

For the relief of Geo. W. Anderson ;

To provide for working public roads ;

Which were concurred in and bills ordered engrossed for a third reading.

The same committee reported adversely on the following bills :

To regulate the election of certain officers ;

Appointing three commissioners to examine the Revised Code ;

To prevent the frightening of children ;

To provide for filling vacancies in office in Coffee county ;

To prevent disturbances on election days ;

To authorize judges, chancellors, justices of the peace and notaries public to administer oaths ;

Authorizing the judge of probate of Barbour county to appoint certain officers ;

Which was concurred in.

Mr. Richardson, from the committee on accounts and claims, reported favorably on Senate bill for the relief of W. H. Felts, tax collector of Choctaw county ;

Concurred in ;

And, on suspension of the constitutional rule, was read third time and passed.

Mr. Harrington, from the judiciary committee, reported favorably, with an amendment, on Senate bill incorporating Eureka mining company ;

Concurred in,

And bill read a third time and passed.

Mr. Stroback protested against the passage of the bill, for the reason that he considered it unconstitutional, violating section 4, of article 13, and also as being against the interests of the people.

Message from the Governor by his private secretary, Mr. Dalton.

Mr. Speaker :

I am directed by the Governor to inform the House that he has this day approved and signed bills to be entitled :

To authorize guardians *ad litem* ;

To make Eliza F. Thompson a free dealer.

Very respectfully,

D. L. DALTON, private secretary.

Message from the Senate.

Mr. Speaker :

I am directed by the Senate to inform the House of its having passed bills of the following titles :

To change the time of holding courts in the counties of Coosa and Talladega ;

To authorize appeals to the supreme court, and proceedings in chancery in certain cases ;

To change the time of holding the circuit court in the 8th judicial circuit ;

Joint resolution to pay for a flag and flag staff for the capitol building ;

And has passed House bills—

Making Wm. Bodie, a liner, a citizen of Butler county, and to change the county line, &c. ;

For the relief of public officers, with an amendment thereto ;

To make Mary McLoan, of Coosa county, a free dealer.

Your obedient servant,

M. P. BLUE,

Secretary.

Mr. Fister, from the committee on State capitol, reported favorably on bill to employ servants for the capitol and State officers ;

And bill was read a third time and passed.

ORDERS OF THE DAY.

The following House bills were read a third time and passed :

To lay off Coosa county into four commissioners districts ;

To authorize the city council of Montgomery to establish a workhouse ;

To prevent fraudulent disposal of mortgaged property ;

To relieve certain citizens of Dallas, Perry and Marengo counties ;

For the relief of the estate of J. N. McClure ;

To revive section 1998 of the Revised Code ;

To repeal an act therein named ;

To prevent damage to land owners by overflow of water ;

To regulate judicial proceedings ;

A bill to establish laws for the State ;

Establishing a medical board for Lawrence county ;

To relieve R. E. Harris ;

For the appointment of notaries public ;

For the relief of Mattie E. Blanchard, of Lauderdale county ;

To authorize the commissioners court to issue certificates in anticipation of the county taxes, &c., in Lawrence county ;

For the relief of Christopher C. Rose, of Elmore county ;

To amend section 316 of the Revised Code ;

To regulate the punishment of female convicts ;

To regulate the times of holding courts in the 4th and 5th judicial circuits ;

To secure the collection of fees and costs ;

For the relief of the tax assessor of Conecuh county ;

For the relief of certain persons therein named ;

To authorize the county treasurer of Hale to pay a salary to the county solicitor ;

For the relief of J. V. Trammell and his securities ;

For the relief of certain judgment defendants ;

To amend the charter of Pintlala creek bridge, and to authorize commissioners to erect a bridge ;

To amend the ordinance and stay collection of debts ;

For the relief of Sarah A. Cochran, of Chambers county ;

To abolish No. 258 of the acts of the General Assembly of 1866 and 1867, abolishing fencing in Montgomery county ;

Was laid on the table ;

Mr. Stewart, from the select committee to enquire into the number of clerks and employees that are necessary to carry on the business of the House reported, and recommended to the House, that there was required one enrolling and one engrossing, and two assistant-enrolling and engrossing clerks ; two pages, who were also to act as messengers ; two hall tenders, and one assistant door-keeper ; and that the clerk be instructed to discharge all but that number ;

Which was concurred in, and the committee discharged.

Mr. Carraway, by leave, a resolution—

That the regular order of business be suspended, and the House proceed to take up the common carrier bill, and discuss it until disposed of.

The bill was then read—

When Mr. Fister moved to lay the bill on the table. Lost.

Mr. McCraw raised the point of order, that the printed copy before the House was not the original bill introduced, and therefore, that it could not be considered ;

Mr. Hardy in the chair, sustained the point.

Mr. Carraway appealed from the decision of the chair to the House, and the decision was overruled.

AYES—Messrs. Ard, Baker, Bell, Bronson, Childress, Chisholm, Corprew, Crossland, Daniel, Doster, Fister, Haley, Harkins, Harris, Holman, Hubbard, Hurt, Mastin, Moore, Neville, Newsom, Reeves, Rice, Smith, Stubblefield, Tompkins, Tyner, Walker and Speaker—29.

NAYS—Messrs. Armstrong, Austin, Attaway, Blandon, Carraway, Cox, Dereen, Diggs, Drawn, Greene, Harrington, Hart, Houston, Inge, Jennings, Jones of Madison, Jones of Tuskaloosa, Kendrick, Kennemer, Lee, Lewis, Lore, Masterson, Malone, McCalley, Page, Richards, Richardson, Ronayne, Rose, Sanford, Shaw, Speed, Springfield, Stewart, Stroback, Taylor of Winston, Thompson, Tucker, Turner, Vanzandt, White, Williams, Wilson and Wood—47.

Mr. Stewart gave notice that he would introduce a bill on to-morrow at 12 M., in reference to common carriers.

Mr. Fister moved to adjourn ;

Mr. Reeves asked leave to introduce a resolution, appointing a committee of three to make a search for the original bill, known as the common carrier bill ;

Rejected.

Mr. Neville moved to adjourn until to-morrow morning ;

Lost.

AYES—Messrs. Ard, Baker, Bell, Bronson, Childress, Chisholm, Corprew, Crossland, Daniel, Doster, Fister, Haley, Harkins, Harris, Holman, Hubbard, Hurt, Mastin, Moore, Neville, Newsom, Reeves, Rice, Smith, Stubblefield, Tompkins, Turner, Walker, Speaker—28.

NAYS—Messrs. Armstrong, Austin, Attaway, Blandon, Brewington, Carraway, Cox, Dereen, Diggs, Drawn, Emmons, Greene, Hardy, Harrington, Hart, Houston, Inge, Jennings, Jones of Madison, Kendrick, Kennemer, Lee, Lewis, Lore, Masterson, Malone, McCally, Page, Richards, Richardson, Ronayne, Rose, Sanford, Shaw, Speed, Springfield, Stewart, Stroback, Taylor of Winston, Thompson, Tucker, Turner, Vanzandt, White, Williams, Wilson and Wood—48.

On motion by Mr. Tucker the House adjourned.

TWENTY-FIRST DAY.

HOUSE OF REPRESENTATIVES, }
August 4, 1868. }

House met pursuant to adjournment.

Prayer by the Chaplain.

Journal read and approved.

Mr. Stroback moved that the bill providing for the municipal government of the city of Montgomery, be requested to be returned by the Senate to the House;

Agreed to.

Mr. Dereen, by leave, called up the joint resolution, providing for a flag and flag staff for the capitol;

The resolution was then adopted.

Mr. Page, by leave—

A bill to enable the probate judge of Washington county, to remove certain books, papers, &c.;

Which was read three times under a suspension of the constitutional rule, and passed.

Mr. Harrington, by leave—

A joint resolution, appointing certain members to examine the Code, &c.;

Adopted.

CALL OF THE COUNTIES.

Mr. Hardy—

A bill to authorize the probate judge of Russell county to remove records.

Mr. Lore, a bill—

To remove disabilities of certain citizens of Eufaula;

Mr. Emmons, a bill—

For the relief of Susan Ann Tooley;

Mr. Austin, a bill—

Authorizing the county commissioners of Macon county to purchase grounds and erect a poor house;

Read twice under a suspension of the rule and referred to the committee on local legislation.

Mr. Kendrick, a bill—

For the relief of Wm. Christian, administrator, &c.;

Mr. Hardy, a bill—

To repeal a certain ordinance;

Mr. Diggs, a bill—

To secure laborers in their wages;

Mr. Hardy, a bill—

To amend section 3578 of the Revised Code ;

Mr. Tucker, a bill to define who are competent jurors ;

Mr. Shaw, a bill—

To ratify and confirm an election held for justices of the peace, &c., in Mobile county ;

And the committee are instructed to report a general bill.

Mr. Stroback, a bill—

To amend section 3617 of the Revised Code ;

Mr. Stewart, a bill—

To amend an act entitled an act to amend section 160 of the Penal Code ;

All of which were read twice under a suspension of the constitutional rule and referred to the committee on the judiciary.

Mr. White, a bill—

To form a new county to be called Lincoln, out of portions of Blount, St. Clair and Jefferson ;

Mr. Tucker, a bill—

To change the county line between Chambers and Lee ;

Were read twice under a suspension of the rule and referred to the committee on county boundaries.

Mr. Lore, a bill—

To locate the court house for Barbour county ;

Was read twice under a suspension of the constitutional rule and referred to the same committee.

Mr. Hurt, a bill—

To provide for the registration of voters in this State ;

Was read twice under a suspension of the constitutional rule, and referred to the committee on registration.

Mr. Hardy, a bill—

For the relief of Sarah A. Sibley, of Dallas county ;

Was read twice under a suspension of the constitutional rule, and referred to the committee on accounts and claims.

Mr. Vanzandt, a resolution —

In relation to the charter of the New Orleans, Mobile and Chattanooga Railroad Company ;

Adopted.

Mr. Austin, joint resolution—

Declaring the sentiments of the loyal people of Alabama on certain subjects, &c. ;

Referred to committee on Federal relations.

Mr. Harrington, a bill—

To open to navigation the rivers and their tributaries in Alabama ;

Was read twice under a suspension of the constitutional

rule, and referred to the committee on internal improvements.

Mr. Stroback, a bill—

To confirm the right of the city council of Montgomery to collect certain rates of wharfage ;

Which bill was read twice, and referred to the committee on commerce.

Mr. Turner, a bill to authorize Wash G. Cain to establish a ferry across the Tallapoosa river ;

Read twice under a suspension of the rule and referred to the committee on roads and highways.

Mr. Tucker, a bill to prevent amalgamation and miscegenation, &c. ;

Mr. Cox, a bill to repeal section 3889 of the Revised Code ;
Each of which was laid on the table.

Vote on Mr. Tucker's bill—

To prevent amalgamation and miscegenation, &c., to lay on the table ;

AYES—Messrs. Ard, Austin, Attaway, Blandon, Brewington, Carraway, Childress, Cox, Crossland, Daniel, Diggs, Drawn, Emmons, Gregory, Hardy, Harrington, Harris, Hart, Hill, Jennings, Lee, Kennemer, Lewis, Lore, Malone, McCalley, Quinn, Richards, Richardson, Ronayne, Rose, Sanford, Shaw, Speed, Springfield, Stewart, Stroback, Taylor of Chambers, Taylor of Winston, Thompson, Vanzandt, Weaver, White, Williams, Wilson and Speaker—47.

NAYS—Messrs. Armstrong, Bell, Boyle, Bronson, Chisholm, Dereen, Doster, Greene, Hubbard, Hurt, Jones of Tuskaloosa, Kendrick, Masterson, Martin, Moore, Neville, Newsom, Reeves, Smith, Stubblefield, Thweatt, Tompkins, Turner, Tyner and Wood—25.

Mr. Hardy, a bill to amend section 1755 of the Code ;

Mr. Haley, a bill to make Martha Jane Hall a free dealer ;

Mr. Stewart, a bill to amend an act to lay off and divide the State of Alabama into 12 judicial circuits, &c. ;

Each of which was read three times under a suspension of the constitutional rule and passed.

Mr. Stewart, a bill to inflict penalties upon common carriers and their agents for violation of law, in making unjust and illegal distinctions ;

The bill was read twice ;

Mr. Jennings moved to amend as follows :

Provided, that nothing in this act shall be construed so as to prevent common carriers or hotel keepers from setting apart different apartments for the different races ;

Which was lost.

The previous question being called, the bill was read under a suspension of constitutional rule and passed.

AYES—Messrs. Armstrong, Austin Attaway, Blandon, Brewington, Carraway, Crossland, Diggs, Drawn, Emmons, Greene, Gregory, Hardy, Harris, Hart, Hill, Houston, Inge, Jennings, Jones of Madison, Jones of Tuscaloosa, Kennemer, Lee, Lewis, Lore, McCalley, Ninninger, Quinn, Richards, Richardson, Ronayne, Rose, Shaw, Speed, Springfield, Stewart, Stroback, Thompson, Turner, Weaver, White, Williams and Wilson—44.

NAYS—Messrs. Ard, Bell, Boyle, Bronson, Chisholm, Corprew, Cox, Dereen, Doster, Hubbard, Hart, Kendrick, Masterson, Mastin, Malone, Moore, Neville, Newsom, Reeves, Simmons, Smith, Stubblefield, Taylor of Chambers, Taylor of Winston, Tompkins, Tucker, Tyner, Vanzandt, Walker, Wood, Yates and Speaker—32.

Mr. Harrington moved to reconsider the action of the House on the Pintlalla bridge bill. Carried.

And the bill was referred to the judiciary committee.

Senate message :

Mr. Speaker :

The Senate has originated and passed bills as follows :

To provide for the pay of the Lieutenant Governor of Alabama ;

To amend an ordinance of the Constitutional Convention staying debts ;

To regulate judicial proceedings in certain cases ;

For the relief of Jane Johnson ;

To incorporate the Dexter Fire Engine Company of Montgomery ;

To remove the county seat of Autauga county ;

Joint resolutions for the publication of the Coosa river survey ;

To repeal section 69 of the Code ;

For the relief of Jane A. Gray of Lee county ;

To amend section 2831 of the Code ;

Incorporating the citizens Fire Company No. 1, at Union Springs ;

For the relief of N. J. Skelton of Jackson county ;

And has passed House bills—

Authorizing the court of county commissioners of Clay to divide said county into election precincts, &c. ;

Making Sophronia Riley a free dealer ;

Joint resolution, appointing a committee to compare the printed Constitution with the manuscript ;

The Senate has concurred in the House substitute for the bill—

In reference to the appointment and qualification of State and county officers, with amendments thereto.

M. P. BLUE, Secretary.

The House concurred in the Senate amendment to the House substitute of Senate bill—

In reference to the appointment and qualification of State and county officers.

On motion the House adjourned.

TWENTY-SECOND DAY,

HOUSE OF REPRESENTATIVES, }
August 5, 1868. }

House met pursuant to adjournment.

Prayer by the Rev. Mr. Lakin.

Journal read and approved.

Mr. Jennings moved to reconsider the vote on yesterday, by which the common carrier bill was passed, in order that he might offer an amendment ;

Which motion was carried.

Leave of absence was granted to Mr. Vanzandt after Saturday.

Messrs. Fister and Harkins asked leave to record their votes against the common carrier bill ;

And Mr. Harrington to record his vote for it ;

Granted.

Mr. Rice, by leave, changed his vote from aye to nay on the same bill.

CALL OF COUNTIES.

Mr. McCraw, a bill in relation to the chancery courts of Alabama ;

Was read twice under a suspension of the constitutional rule, and referred to the judiciary committee.

Mr. Hubbard, a bill to authorize an election for officers in Orion, Pike county ;

Read twice under a suspension of the rule, and referred to the committee on local legislation.

MESSAGE FROM THE GOVERNOR.

Mr. Speaker :

The Governor has signed bills entitled as follows :

To declare W. Bodie, a liner, between the counties of Butler and Crenshaw, a citizen of Butler county ;

And to change the county lines ;

To amend an act prohibiting the sale of spiritous liquors within two miles of the Academy and Church near Alfred Collins', in DeKalb county ;

Allowing compensation to commissioners of roads, &c., in Baldwin county ;

Authorizing C. A. Castello to sell the lands of P. D. Castello ;

To make Mary E. McLoan of Coosa county a free dealer ;

To make Susan Ann May a free dealer ;

For the relief of Peyton Baughn, probate judge of Winston county.

D. L. DALTON, Secretary.

On motion by Mr. Vanzandt,
General orders were taken up.
Senate bills—

Changing the time of holding the circuit court in the counties of Coosa and Talladega ;

To change the time of holding the circuit court in the 8th judicial circuit ;

For the relief of Mary A. Lambert of Clay county ;

To abolish the office of commissioner and trustee of the State bank and branches ;

With an amendment by Mr. Hardy—

That the Governor may at his discretion appoint a financial agent for the State ;

Such agent to be under the direction of the Governor ;

Which amendment was adopted.

Also, joint resolution relative to certain papers and books of public interest ;

To incorporate the Dexter Fire Engine Company of Montgomery ;

To remove the county seat of Autauga county ;

Also, joint resolution providing for the publication of the report of the Coosa river survey ;

To repeal section 69 of the Revised Code ;

Requiring the Governor to reside at the capital ;

To amend section 2931 of the Revised Code, with an amendment, that the applicant for the attachment, shall first make oath that he has diligently sought to give the bond required by law, to procure the attachment, and has been unable so to do, and if such oath be falsely made, the party so making it shall be liable as in cases of perjury ;

Which amendment, introduced by Mr. Hubbard, was adopted ;

To incorporate the Citizen Fire Engine Company, No. 1, at Union Springs, Alabama ;

Each of which being read severally three times under a suspension of the constitutional rule and passed.

Senate bills—

To authorize appeals to the supreme court and proceedings in chancery court in certain cases ;

To preserve order at elections ;

Also, joint resolution to provide for the pay of the clerks of the judiciary committee and the clerk of the Senate committee on militia ;

To repeal a certain section therein named as to practicing attorneys, &c. ;

Were read twice under a suspension of the constitutional rule and referred to the judiciary committee.

Senate bill—

For the relief of Jane Johnson, and for the relief of N. J. Skelton, of Jackson county ;

Were read twice under a suspension of the constitutional rule and referred to the committee on local legislation.

Senate bills—

To authorize purchasers of any rail roads or parts thereof under mortgage sale, &c., to organize as incorporated companies, &c. ;

Was read twice under a suspension of the constitutional rule and referred to the committee on corporations.

Senate bill—

For the relief of Jerry A. Guy ;

Was read twice under a suspension of the constitutional rule and referred to the committee on ways and means.

Senate bill—

In relation to the charter of the New Orleans, Mobile and Chattanooga Railroad ;

Was referred to the judiciary committee.

Mr. Jennings, by leave, a bill to allow mileage to certain clerks ;

Which was laid on the table.

Mr. Harrington, by leave, a bill for the protection and advancement of the various interests to be secured to the State of Alabama to be secured through the workings of the revenue of internal resources ;

Which was read twice and referred to the committee on internal resources under a suspension of the constitutional rule.

Mr. Malone, by leave, from the committee on ways and means, reported favorably on the bill—

Providing for a temporary loan ;

Which was concurred in and the bill ordered engrossed for a third reading under a suspension of the constitutional rule.

Mr. Thweatt, from the committee on local legislation, reported favorably on the following bills :

Authorizing the commissioners' court of Monroe county to levy an additional tax ;

To authorize the commissioners court of Franklin county to levy an additional tax of fifty per cent. ;

Authorizing the late solicitor of the 2d judicial circuit to turn over certain books, &c., to the county solicitor of Montgomery ;

For the relief of the administrators of Geo. Simpson, deceased ;

For the relief of Susan Ann Tooley ;

Which was concurred in and the bill read a third time and passed.

Mr. Dereen, from the committee on county boundaries, reported favorably on bills—

To change the line between Crenshaw and Jones county ;

And to establish the county of Jones ;

Which was concurred in.

Mr. Thweatt, from the committee on local legislation, reported favorably on Senate bill—

In reference to certain taxes of citizens of Marengo county ;

Which was concurred in,

And bill read third time and passed.

Mr. Harrington, from the judiciary committee, reported favorably on bills—

To make Elizabeth Ann Reed, of Lee county, a free dealer ;

Requiring circuit judges to make certain entries on their dockets, with an amendment ;

Adopted.

Conferring jurisdiction of contracts for labor upon judges of probate ;

Concurred in,

And bill read a third time and passed.

Mr. Harrington, from the same committee, reported adversely on bill—

To declare the municipal offices of the town of Greenville vacant ;

Report concurred in.

Vote on the suspension of the rule on bill to give jurisdiction of contracts for labor to judges of probate :

AYES—Messrs. Alexander, Armstrong, Ard, Attaway, Baker, Bell, Blandon, Brewington, Bronson, Carraway, Chisholm, Cox, Daniel, Diggs, Drawn, Emmons, Fister, Gregory, Haley, Hardy, Harrington, Harris, Hart, Hil', Holman, Houston, Inge, Jennings, Jones of Madison, Jones of Tuskaloosa, Kendrick, Kennemer, Lee, Lore, McCalley, Ninninger, Page, Richardson, Ronayne, Quinn, Rose, Speed, Simmons, Springfield, Stewart, Stoback, Stubblefield, Taylor of Winston, Thompson, Tucker, Weaver, White, Williams, Wilson, Wood and Speaker. Total, 59.

NAYS—Messrs. Crossland, Doster, Hurt, King, Lewis, Martin, Malone, Mancell, Neville, Newsom, Reeves, Rice, Taylor of Chambers, Tompkins, Tyner, Vanzandt, and Walker. Total, 16.

Mr. Hart, from committee on corporations, reported a substitute, and amendments to the bill—

Requiring a uniform system for corporations,

Which were adopted,

And the bill referred to the judiciary committee.

MINORITY REPORT

From judiciary committee, on the bill conferring jurisdiction of contracts for labor on judges of probate.

We protest against the passage of the bill :

1. Because it forces the parties to enter into a written contract, upon the application of either, the justice of which is to be determined by the judge of probate, which is in effect transferring the right and power of making contracts from the parties interested to the judge of probate ; this is, in effect,

constituting the judge of probate a contract dictator, in violation of the plainest rights of parties, in this, to make their contracts as they see proper.

2. By it judges of probate have power to levy a species of "black mail" on the parties, for the third section provides that a charge of fifty cents may be made for the approval and fixing the contract; and the second section provides that the judge may require the parties to enter into written contract. Hence, it is plain, that the judge has the right to force the parties to enter into a written contract, which he is to approve and charge fifty cents for. This is unnecessary, requiring the parties to pay out their money.

3. Under the provisions of the third section, every contract will have to be settled in the presence of the judge of probate. It says the probate judge is entitled to one dollar each for settling contracts; except in cases of dispute, he shall be entitled to the same fees as for other costs, in said courts. There can be but two ways of settling contracts—one is by suit where there is a dispute, the other is, where there is no dispute; this bill provides for the charging by the probate judge in each way of settlement named, in which provision is made for him to receive pay for the settlement; hence, there being only two ways in which settlements can be made, and as we have shown this bill provides for the judge of probate to settle contracts in both of these ways, therefore the judge of probate is authorized to settle all contracts, whether there be a dispute or not between the parties; so upon every settlement when there is no dispute one dollar must be paid out for a useless purpose; so this bill makes onerous exactions of both parties to every contract, and extorts "black mail" from them.

4. Again, the parties must go to the court houses of their counties to have their contracts approved and filed, and then go again upon the day of settlement, whether there be a dispute or not. With counties so large as in this State, what a vast burthen and imposition upon the parties such a system must work.

5. Again, if every settlement of a contract has to be made by judges of probate, their offices will be unduly crowded with business. As it is now, these courts are the most remunerative of any we have, and generally have as much business as they can properly attend to.

This bill is objectionable because it will too much crowd the probate office with business, and will thereby delay suits, which business should be more properly bestowed on other

courts, so as to equalize as far as possible the compensation of officers of justice.

6. This bill will unreasonably subject parties to extraordinary costs, for the great majority of cases will be for small amounts and within the jurisdiction of magistrates or notaries public, in whose courts costs are much less than in probate courts, besides being more convenient, being in the same precincts with the parties, so that the parties with their witnesses could attend court during the day and return home at night, which cannot be done, if they have to go to probate court, at the county seat, on account of the distance. The bill will thus subject the parties to high costs and retard the administration of justice, by imposing conditions on the poor man that he cannot comply with, without much trouble and expense.

Respectfully submitted.

(Signed,)

JOHN P. HUBBARD,
D. L. NEVILLE,
THOS. MASTERSON.

Mr. Hardy offered a resolution—

That the committee on corporations be instructed to report a bill providing a general plan by which private incorporations of all kinds, classes and characters can be established ;

Adopted.

Mr. Strobach moved that the bill on immigration be printed;
Lost.

Message from the Senate :

Mr. Speaker :

The Senate has originated and passed bills of the following titles :

To authorize the erection of a poor house in the county of Greene ;

Authorizing the court of county commissioners in Pike county to levy one hundred per cent. on the State tax ;

To amend section 1417 of the Revised Code ;

Compelling the late officers of Colbert county to deliver to the duly elected and qualified officers of Franklin county all moneys, books, &c., now in their hands ;

And has also passed House bill—

Regulating the publication of legal notices.

M. P. BLUE,
Secretary of Senate.

Mr. Fister moved to adjourn. Lost.

On motion, the vote by which the common carrier bill was reconsidered, to allow Mr. Jennings to offer an amendment, was itself reconsidered.

Mr. Jennings asked leave to withdraw his motion to reconsider. Granted—ayes 61, nays 17.

AYES—Messrs. Austin, Attaway, Baker, Bell, Blandon, Boyle, Brewington, Bronson, Carraway, Chisholm, Corprew, Crossland, Daniel, Diggs, Drawn, Emmons, Fister, Gregory, Haley, Hardy, Harrington, Harris, Hart, Hill, Holman, Houston, Inge, Jennings, Jones of Madison, Jones of Tuscaloosa, Kendrick, Kennemer, Lee, Lewis, Lore, McCalley, Ninninger, Newsom, Page, Quinn, Rice, Richards, Richardson, Ronayne, Rose, Sanford, Shaw, Speed, Springfield, Smith, Stewart, Stroback, Taylor of Winston, Thompson, Turner, Weaver, White, Williams, Wilson, Wood and Speaker. Total, 61.

NAYS—Messrs. Cox, Dereen, Doster, Harkins, Hubbard, Hurt, Masterson, Mastin, Malone, Moore, Neville, Reeves, Stubblefield, Taylor of Chambers, Tompkins, Tyner, Vanzandt and Walker. Total, 17.

On motion, the House adjourned until to-morrow morning at 9 o'clock.

TWENTY-THIRD DAY.

HOUSE OF REPRESENTATIVES, }
August 6, 1868. }

House met pursuant to adjournment.

Prayer by the chaplain.

Journal of yesterday read and approved.

Mr. Stroback moved to suspend the regular order of business to receive the reports of committees. Carried.

REPORTS OF COMMITTEES.

Mr. Vanzandt, from the committee on internal improvements, reported a substitute for the bills opening the rivers and their tributaries in this State ;

Which was concurred in and the substitute adopted.

Mr. Dereen, from the committee on county boundaries, reported adversely on the following bills :

To change the county line between Chambers and Lee ;

To change the county seat of Barbour ;

To form a new county out of portions of Blount and St. Clair ;

Which was concurred in.

Mr. Chisholm, from the committee on federal relations, reported back to the House without action, the joint resolution declaring the sentiments of the loyal people of the State.

Mr. Hart moved to lay the resolution on the table. Lost.

On motion, by Mr. Hardy, the resolution was adopted.

AYES—Messrs. Armstrong, Alley, Attaway, Baker, Crossland, Daniel, Haley, Hardy, Holman, Houston, Jennings, Kennemer, Lewis, Lore, Malone, Page, Quinn, Rice, Richards, Ronayne, Simmons, Springfield, Smith, Taylor of Winston, Thweatt, Tucker, Turner, Weaver, White, Wilson and Wood. Total, 31.

NAYS—Messrs. Austin, Chisholm, Dereen, Diggs, Doster, Drawn, Harkins, Harris, Hart, Hubbard, Hurt, Inge, Kennemer, Lee, Masterson, Mastin, Moore, Neville, Reeves, Richardson, Rose, Taylor of Chambers, Tompkins, Tyner, Vanzandt, Walker and Speaker. Total, 27.

Mr. Malone, from the ways and means committee, reported favorably with an amendment, on the bill—

Appropriating two thousand dollars to pay for printing for the present session ;

Which was concurred in,

And the bill read a third time and passed.

Mr. Harrington, from the judiciary committee, reported favorably on bills—

For the relief of J. E. and Mary W. Caldwell, of Dallas county ;

To authorize a new trial in a certain case therein named ;
For the relief of the maimed in this State ;

To abolish the office of solicitor of judicial circuits, and prescribe the duties of county solicitors ;

Which was concurred in,

And the bills read a third time and passed.

The same committee, reported adversely on bills—

To exempt certain property from sale and administration ;

To open judgments by default, and for other purposes ;

To protect electors ;

To legitimatize the children of Wm. A. Masterson ;

To allow an additional term of the chancery courts for the 9th district ;

To repeal a certain act therein named ;

To provide for the collection of wages due laborers and me-

chanics, whereby minors and others may become free-dealers;
Which was concurred in.

Mr. Stroback, from the committee on commerce, reported favorably to the bill—

To confirm the right of the city council of Montgomery to collect wharfage ;

Which was laid on the table.

Mr. Stroback and Turner, presented a minority report ;

Which Mr. Hart moved to lay on the table ;

Lost.

The bill was then recommitted to the committee on commerce.

Mr. Fister, from the select committee to inspect the penitentiary, presented a report ;

Which was referred to a committee of three, with power to send for persons and papers, consisting of Messrs. Hardy, Moore and Gregory.

Mr. Malone, from the ways and means committee, reported favorably on the bill—

Authorizing the Governor to commission certain tax collectors and assessors ;

Which was concurred in,

And the bill was read a third time and passed.

Mr. Harrington, from the judiciary committee, reported favorably on the bill—

Legalizing the election of justices of the peace in Mobile county ;

Concurred in,

And the bill ordered to be engrossed for a third reading.

Message from the Governor.

Mr. Speaker :

I am directed by the Governor to inform the House that he has approved and signed a bill to be entitled an act to change the name of Covington county.

Very respectfully,

Your obedient servant,

D. L. DALTON,

Private Secretary.

Mr. Stroback moved to take up the Senate bills on disabilities ;

Lost.

On motion of Mr. Ronayne, the Senate bill providing for the pay of the Lt. Governor ;

Was taken up and read twice—

When Mr. Ronayne, moved to strike out \$1,500, and insert two thousand ;

Lost.

On motion of Mr. Hubbard—

The bill was referred to the committee on fees and salaries.

On motion, the Senate bill repealing a portion of the act incorporating Briarfield Iron Works ;

Was read twice under a suspension of the constitutional rule, and ordered engrossed for a third reading.

On motion, the House bill—

For the relief of the executors of Caroline Alston ;

Was read a third time and passed.

Senate bill—

To establish chancery districts and divisions therein named ;

Was, on motion of Mr. McCraw,

Laid on the table.

Mr. Reeves in the chair.

Mr. McCraw, by leave, a bill to define presumptions of law in certain cases ;

To repeal section 11 of an ordinance adopted by the late constitutional convention ;

To establish the Masonic Home in Chambers county, with an amendment by Mr. Carraway :

“ That the children of colored Masons be entitled to the same privileges ;”

Which was adopted ;

Were read severally a second time and referred to the committee on the judiciary.

Mr. Chisholm, by leave, a bill—

To authorize the State Auditor to furnish each county with necessary books and assessment lists ;

Was amended, and read severally three times under a suspension of the constitutional rule and passed.

REPORTS OF STANDING COMMITTEES.

Mr. Malone, from committee on ways and means, reported favorably, with an amendment, to bill—

Making appropriations for House contingent expenses ;

Which was concurred in.

On motion the bill was read a third time and passed under a suspension of the rule.

On motion by Mr. Hardy, the bill—

To provide for the qualification of State and county officers,
was taken up,

The Senate amendment concurred in;

And bill read a third time and passed.

Mr. Fister, a resolution—

That the special committee on the Penitentiary report before the close of the session ;

Adopted.

Mr. Moore, a bill—

To authorize the summoning of juries before the county court of Coffee county ;

Each of which were read twice under a suspension of the constitutional rule and referred to the judiciary committee.

Also, a bill—

To extend the operations of an act abolishing fences in Montgomery county ;

Read twice, under a suspension of the constitutional rule, and referred to the committee on local legislation.

Mr. Hubbard, a bill—

To authorize David Lewis Whetstone to settle with his guardian ;

Which was read three times under a suspension of the constitutional rule, and passed.

Mr. Harrington, bills—

To amend an act incorporating the Mobile Insurance Company ;

To amend an act to incorporate the Stonewall Insurance Company, approved Feb. 10, 1868 ;

To amend an act to incorporate the Planters' and Merchant's Insurance company of Mobile ;

Each of which were read twice, under a suspension of the constitutional rule, and referred to committee on corporations.

Mr. Hardy, bills—

To make appropriations for the fiscal year ending Sept. 30, 1868 ;

To authorize the city of Selma to establish a work-house ;

For the relief of parties litigant in the Supreme Court ;

Read twice under a suspension of the constitutional rule and referred to the committee on ways and means.

Mr. Stewart, a bill—

To authorize State and county treasurers to receive and disburse certain school monies ;

To amend an act to establish revenue laws for the State ;

Which bills were read twice, under a suspension of the constitutional rule, and referred to the committee on ways and means.

Mr. Richardson, from the committee on roads and highways, reported a substitute for the bill—

Allowing Andrew L. Holman to keep a ferry across the Perdido river ;

Which was adopted, and read three times under a suspension of the constitutional rule and passed.

Mr. Hardy asked to withdraw the bill—

For the relief of S. A. Silsby of Dallas county ;

Granted.

On motion by Mr. Stroback—

The Senate bill in relation to disabilities was taken up ;

The motion prevailed.

Mr. Stroback moved to postpone until to-morrow at 11 A. M., and make the bill special order for that hour. Lost.

Mr. Carraway moved to postpone until Monday. Lost.

Mr. Fister moved to suspend the rule to give the bill a third reading. Lost.

AYES—Messrs. Alley, Ard, Baker, Bell, Boyle, Bronson, Candee, Chisholm, Cox, Crossland, Dereen, Doster, Drawn, Fister, Haley, Harkins, Harrington, Holman, Hubbard, Hurt, Jennings, Jones of Tuskaloosa, Kennemer, Masterson, Mastin, Malone, Moore, Neville, Ninninger, Newsom, Page, Quinn, Reeves, Rice, Richards, Richadson, Ronayne, Sanford, Simmons, Stubblefield, Taylor of Winston, Tompkins, Tucker, Tyner, Vanzandt, Walker, Weaver, Wood, Yates and Speaker—53.

NAYS—Messrs. Austin, Attaway, Blandon, Brewington, Carraway, Daniel, Diggs, Emmons, Gregory, Hardy, Hart, Hill, Inge, Jones of Madison, Lee, Lore, Lewis, Shaw, Speed, Stewart, Stroback, Thompson, White, Williams and Wilson—25.

On motion by Mr. McCraw—

Mr. Hart in the chair—

The bill was made the special order for 10 A. M., to-morrow.

On motion by Mr. Chisholm—

The bill in relation to taking oral evidence in certain cases ;
Was read a third time and passed.

Mr. Fister, by leave—

A bill to construe sections 2417 and 2421 of the Revised Code ;

Also, a bill to repeal a part of section 3936 of the Code ;

Which were severally read twice, under a suspension of the

constitutional rule, and referred to the judiciary committee.

Mr. Armstrong, asked that the bill—

Repealing the charter of Pintlala Bridge Company ;

Be referred to the committee on local legislation ;

Granted.

On motion by Mr. Vanzandt, the Senate bill—

To provide for township maps and field notes ;

Was taken from the table,

When, on motion for further consideration, was postponed until to-morrow.

Mr. McCraw offered a resolution requiring a four-fifths vote to suspend the regular order of business ;

Adopted.

Message from the Senate.

Mr. Speaker :

The Senate has originated and passed bills of the following titles :

To establish chancery divisions and districts therein ;

To repeal a portion of an act incorporating the Briarfield Iron-works ;

For the removal of disabilities ;

And has passed House bills—

Providing for a temporary loan ;

For an appropriation to pay printing expenses ;

To amend section 1755 of the Code.

M. P. BLUE,

Secretary.

On motion the House adjourned.

TWENTY-FOURTH DAY.

HOUSE OF REPRESENTATIVES, }
August 7, 1868. }

House met pursuant to adjournment.

Prayer by the chaplain.

Journal read and approved.

Mr. Simmons moved to suspend the call of the counties, to take up Senate messages ;

Mr. McCraw moved to amend by making the Senate bill to compel the late officers of Colbert county to deliver over to

the duly elected and qualified officers of Franklin county all monies, books, papers, &c., now in their hands;

Which was adopted.

Mr. Tompkins offered to amend as follows :

By striking out the words, provided that the persons receiving the greatest number of votes according to the returns of Franklin and Colbert counties combined, are to be recognized as the officers of Franklin county ;

Which was laid on the table.

The bill was then referred to the judiciary committee.

CALL OF THE COUNTIES.

Mr. Inge, a bill to compel the court of county commissioners of Sumpter county to levy a special tax ;

Mr. Thweatt, a bill to establish a medical board in Lee county ;

Which were read twice under a suspension of the constitutional rule and referred to the committee on local legislation.

Mr. Springfield, a bill to provide for the pay of officers and members of the board of education, and other purposes ;

Was read three times under a suspension of the constitutional rule and passed.

GENERAL ORDERS AND ORDERS OF THE DAY.

The hour of 10 having arrived, the House proceeded to the consideration of the Senate bill to remove political disabilities.

Mr. Springfield moved to postpone the consideration of the question until Monday at 12 M. Lost.

Mr. McCraw, (Mr. Hardy in the chair,) moved the previous question ;

Which was sustained.

Mr. Hart moved to adjourn. Lost.

The bill was then read a third time under a suspension of the constitutional rule and passed.

AYES—Messrs. Alley, Ard, Austin, Baker, Blandon, Boyle, Bronson, Carraway, Childress, Chisholm, Cox, Daniel, Deeren, Diggs, Doster, Drawn, Emmons, Fister, Greene, Gregory, Haley, Hardy, Harkins, Harrington, Harris, Hill, Holman, Hubbard, Hurt, Inge, Jennings, Jones of Madison, Jones of Tuskaloosa, Kendrick, Kennemer, Lore, Masterson, Mastin, Malone, McCalley, Moore, Neville, Ninninger, Newsom, Quinn, Reeves, Rice, Richardson, Richards, Ronayne, Rose,

Sanford, Shaw, Speed, Simmons, Smith, Stroback, Stubblefield, Taylor of Chambers, Taylor of Winston, Thompson, Thweatt, Tompkins, Tucker, Turner, Tyner, Vanzandt, Walker, Weaver, Williams, Wood, Yates and Speaker. Total, 73.

NAYS—Messrs. Armstrong, Attaway, Bell, Brewington, Crossland, Hart, Houston, Lee, Page, Springfield, Stewart, White and Wilson. Total, 13.

Mr. Springfield offered the following protest on the passage of the bill removing disabilities :

Mr. Speaker :

I vote against the passage of the bill for the following reasons :

That the second clause referred to of article 7, section 3, of the constitution of the State of Alabama, disfranchises no man except the unrepentent rebels of this State.

H. J. SPRINGFIELD.

Leave of absence was granted to Messrs. Childress and Corprew.

Mr. Springfield moved to adjourn. Lost.

CALL OF COUNTIES CONTINUED.

Mr. Jones of Tuskaloosa, a bill to amend section 2877 of the Revised Code ;

Which was read twice under a suspension of the constitutional rule and referred to the judiciary committee, with instructions to report to-morrow at 10 A. M.

Mr. Gregory, a bill to relieve Julia A. Goetzel, of Mobile, from the pains of bigamy ;

Mr. Speed, a bill to provide for the payment of laborers of all classes ;

Mr. Monroe, a bill for the relief of Elizabeth Marks, of Montgomery ;

Also, a bill in relation to free dealers ;

Mr. McCraw, a bill to amend section 3160 of the Revised Code so as to allow appeals to the supreme court in arbitrated cases ;

Also, a joint resolution to alter and amend the constitution. One hundred copies ordered printed.

Mr. Hardy, a bill—

To secure mechanics' liens for labor ;

Mr. Chisholm, a bill—

For the relief of persons from judgment penalties rendered

against them for a violation of the revenue laws of the State ;
Which were read twice under a suspension of the constitutional rule, and referred to the committee on the judiciary.

Mr. Alley, a bill—

To incorporate the town of Tuskegee, in Macon county ;

Was read twice, under suspension of the rule, and referred to the committee on corporations.

Also, a bill—

For the relief of Dr. Jno. G. Griggs, of Macon county ;

Was laid on the table.

Mr. Thompson, a bill—

To authorize the court of county commissioners of Montgomery to levy a special tax to pay the indebtedness of the county ;

Read twice, under a suspension of the constitutional rule, and referred to the committee on local legislation.

Mr. Page, a bill—

To procure a tax on cattle in Washington county owned by non-residents ;

Mr. Holman, a bill—

To change the county seat of Baldwin county.

Mr. Reeves in the chair.

Mr. McCraw, a bill—

To permit C. A. C. Waller, a non-resident, to administer on his father's estate ;

Mr. Williams, a bill—

To regulate and fix the time of holding the city court of Montgomery ;

Each of which were read severally three times under a suspension of the constitutional rule and passed.

Mr. Carraway, a resolution—

To inquire into the workings of the Tuskaloosa Scientific and Art Association, and report to the House before adjournment ;

Which was adopted.

Committee of inquiry—Messrs. Malone, Stroback and Carraway.

Mr. Hardy moved to suspend the order of business to take up the Senate bill—

To repeal section 217 of the Revised Code ;

Which was lost.

Mr. Harrington, by leave, a joint resolution and memorial to Congress for aid in working certain public improvements ;
Adopted.

Mr. Stroback, a bill—

To regulate the publication of legal notices ;

Read twice, under a suspension of the constitutional rule, and referred to committee on printing.

Mr. Malone, a resolution—

Requiring the clerk to purchase stationery for the House ;
Lost.

Also, requiring the committee on printing to report to the House what action they had taken on a resolution adopted July 16th, in regard to public printing ;

Adopted.

Mr. Emmons, by leave, a resolution—

Requiring all bills, ready for enrollment, shall pass directly from the clerk's desk to to the chairman of the committee on enrolled bills ;

Adopted.

Mr. Stroback moved to reconsider the vote tabling Mr. Hardy's motion to take up the Senate bill to repeal section 217 of the Revised Code.

The vote laying the motion on the table was reconsidered ;

AYES—Messrs. Armstrong, Attaway, Candee, Carraway, Chisholm, Corprew, Cox, Davis, Dereen, Drawn, Emmons, Fister, Greene, Gregory, Hardy, Harris, Hart, Hill, Holman, Houston, Inge, Jennings, Jones of Madison, Jones of Tuskalooza, Lee, Lewis, Lore, Masterson, McCalley, Page, Rice, Ronayne, Rose, Shaw, Sanford, Speed, Simmons, Smith Stewart, Stroback, Stubblefield, Thompson and Weaver—44.

NAYS—Messrs. Bell, Boyle, Bronson, Chisholm, Crossland, Daniel, Doster, Haley, Harkins, Hubbard, Hurt, Kendrick, Martin, Malone, Mancell, Neville, Newsom, Reeves, Springfield, Taylor of Chambers, Taylor of Winston, Tompkins, Tucker, Tyner, Vanzandt, Walker, White, Williams, Yates and Speaker—27.

Mr. Harrington moved to suspend the rules to take up the bill. Lost.

On motion, the House adjourned until 5 o'clock p. m.

EVENING SESSION.

The general orders were taken up.

Senate bills—

To amend the ordinance of the late constitutional convention, to stay the collection of debts ;

To regulate judicial proceedings in certain cases ;

Each of which were read twice under a suspension of the constitutional rule, and referred to committee on the judiciary.

Senate bill—

To authorize the erection of a work-house in Greene county, and to levy a special tax therefor ;

Was read twice under a suspension of the constitutional rule, and referred to local legislation.

Senate bill—

To authorize the court of commissioners of Pike county to levy a tax of 100 per cent. on the State tax ;

Was read three times under a suspension of the constitutional rule, and passed.

Senate bill—

To amend section 1417 of the Revised Code ;

Was read twice under a suspension of the constitutional rule, and referred to the committee on internal improvements.

Senate bill—

To incorporate the town of Mumford ;

Was read twice under a suspension of the constitutional rule, and referred to the committee on corporations.

Senate joint resolution, in reference to the board of education and public printing ;

Which was adopted.

Senate bill—

For the relief of Susan Henrietta Bradley ;

Was read twice under a suspension of the constitutional rule, and referred to committee on local legislation.

Mr. Thweatt moved that the House resolve itself into a committee of the whole—

To take into consideration the Senate bill repealing section 217 of the Code ;

Mr. Stubblefield moved to suspend the rule to put the bill on a third reading ;

Lost.

AYES—Messrs. Ard, Armstrong, Austin, Attaway, Baker, Bell, Blandon, Brewington, Carraway, Crossland, Daniel, Diggs, Drawn, Emmons, Fister, Greene, Gregory, Haley, Hardy, Harrington, Harris, Holman, Houston, Inge, Jennings, Jones of Madison, Kendrick, Kennemer, Lee, Lewis, Lore, Malone, McCally, Ninninger, Page, Quinn, Richards, Ronayne, Rose, Shaw, Simmons, Springfield, Smith, Thompson, Thweatt, Turner, Vanzandt, Weaver, White, Williams and Wilson—51.

NAYS—Messrs. Bronson, Dereen, Doster, Hawkins, Hart, Hill, Hubbard, Hurt, Moore, Neville, Reeves, Richardson, Speed, Stewart, Stroback, Stubblefield, Taylor of Winston, Tompkins, Tucker, Tyner, Walker and Speaker—22.

Mr. Reeves moved to postpone until Monday next, at 10 A. M. Lost.

On motion of Mr. Gregory—

The bill was made the special order for to-morrow at 10 A. M.

Mr. Jennings gave notice that he would offer a resolution rescinding the four-fifths rule on to-morrow.

Senate message.

Mr. Speaker :

The Senate has passed the House bill, providing pay for the board of education ;

To pay contingent expenses of the House of Representatives ;

To make Martha Jane Hall a free-dealer ;

To authorize the court of county commissioners of Hale county to pay a salary to its solicitor ;

To make Elizabeth Ann Reed, of Lee county, a free-dealer ;

To authorize the issuance of certificates ;

For the relief of Rice E. Harris, of Limestone county ;

And has amended as therein shown ;

And passed the House bill—

For the relief of Susan Ann Tooley, of Montgomery county.

The Senate has also adopted joint resolution herewith, and appointed Mr. Pennington the committee on the part of the Senate.

The Senate has originated and passed bills—

For the relief of Susan Henrietta Bradley ;

To repeal section 217 of the Revised Code and for other purposes ;

And has adopted a joint resolution requiring the board of education to lay before the General Assembly an official report of these proceedings.

Very respectfully,

M. P. BLUE,

Secretary.

On motion, the House adjourned until Monday morning at 9 o'clock.

TWENTY-FIFTH DAY.

HOUSE OF REPRESENTATIVES, }
August 8, 1868. }

House met pursuant to adjournment.

Prayer by the Chaplain.

Journal read and approved.

On motion by Mr. Vanzandt, the order of business was suspended to receive the report of committees.

The committee on printing reported favorably on the bill to regulate the publication of legal notices;

Which was concurred in and the bill read a third time and passed.

Mr. Hart, from the committee on corporations, reported favorably, with a substitute on the bill to aid in opening up the navigation of the rivers and their tributaries in this State;

Which, on motion, was laid on the table.

Mr. McCraw gave notice that he would move to take the bill from the table on Monday next at 10 A. M.

The same committee reported favorably on the bill—

To amend an act entitled an act to incorporate the Mobile Mutual Insurance Company, approved February 6th, 1866;

Which was read a third time and passed.

Also, favorably on bills—

To amend an act entitled an act to incorporate the Citizens Mutual Insurance Company of Mobile, approved December 14th, 1866;

To amend an act to incorporate the Stonewall Insurance Company, approved February 10th, 1866;

To amend an act entitled an act to incorporate the planters and Merchants Mutual Insurance Company of Mobile;

Each of which was concurred in and was read a third time and passed.

Also, adversely—

To extend the operation of an act abolishing fencing in certain portions of Montgomery county;

Which was concurred in.

Mr. Vanzandt, from the committee on internal improvement, reported favorably on the bill—

Amending section 1417 of the Revised Code;

Which was concurred in and the bill read a third time and passed.

Mr. Jennings, by leave, introduced a resolution that the rule requiring four-fifths to suspend the regular order of business be repealed. Adopted.

Mr. Jennings, from the committee on local legislation, reported favorably on the bills—

For the relief of N. J. Skelton, of Jackson county ;

For the relief of Jane Johnson ;

Which were concurred in and the bills read a third time and passed.

Also, for authorizing the probate judge of Russell county to remove his office to Girard ;

Which was concurred in and the bill postponed until Monday next at 10 A. M.

Message from the Governor.

Mr. Speaker :

The Governor has approved and signed bills of the following titles :

Appropriating funds for paying printing expenses ;

To provide for the payment of members of the board of education ;

To provide for the payment of officers and members of the General Assembly.

Very respectfully

Your obedient serv't,

D. L. DALTON,

Private Secretary.

Message from the Senate.

Mr. Speaker :

I am directed by the Senate to inform the House of its having passed House bills of the following titles, to-wit :

To permit C. A. C. Waller, a non-resident, to administer upon his father's estate ;

To authorize David Lewis Whetstone to settle with his guardian ;

And has amended and passed House joint resolution—

To continue the board of immigration, &c.

I am directed by the Senate to inform the House of its having originated and passed the following bills :

For the final settlement of the affairs of the Bank of Selma, and to provide for the release of the State from responsibility for its circulation ;

To authorize the Autauga County Agricultural Society to sell the property of said society ;

To attach a portion of Fayette to Marion county ;

To amend the law in relation to private incorporations ;
 In relation to the board of immigration ;
 For the government of the bureau of industrial resources ;
 Joint resolution for the injunction on the school fund.

M. P. BLUE,
 Secretary of Senate.

Senate bill—

To repeal section 217 of the Revised Code ;

Being the special order for this hour was taken up, and read a third time, and lost.

AYES—Messrs. Ard, Baker, Bell, Bronson, Childress, Chisholm, Corprew, Crossland, Daniel, Doster, Fister, Haley, Harkins, Harris, Holman, Hubbard, Hurt, Mastin, Moore, Neville, Newsom, Reeves, Rice, Smith, Stubblefield, Tompkins, Turner, Walker, Speaker—28.

NAYS—Messrs. Armstrong, Austin, Attaway, Blandon, Brewington, Carraway, Cox, Dereen, Diggs, Drawn, Emmons, Greene, Hardy, Harrington, Hart, Houston, Inge, Jennings, Jones of Madison, Kendrick, Kennemer, Lee, Lewis, Lore, Masterson, Malone, McCally, Page, Richards, Richardson, Ronayne, Rose, Sanford, Shaw, Speed, Springfield, Stewart, Stroback, Taylor of Winston, Thompson, Tucker, Turner, Vanzandt, White, Williams, Wilson and Wood—48.

Mr. Richardson, from the committee on fees and salaries, reported adversely to the Senate bill—

For the pay of the Lieutenant Governor, with a substitute, fixing the salary the same as that of the Speaker of the House.

Mr. Shaw, from the same committee, presented a minority report in favor of the original bill.

The majority report was concurred in,

And the substitute read three times under suspension of the constitutional rule, and passed.

AYES—Messrs. Ard, Austin, Attaway, Blandon, Brewington, Carraway, Childress, Cox, Crossland, Daniel, Diggs, Drawn, Emmons, Gregory, Hardy, Harrington, Harris, Hart, Hill, Jennings, Lee, Kennemer, Lewis, Lore, Malone, McCalley, Quinn, Richards, Richardson, Ronayne, Rose, Sanford, Speed, Springfield, Stewart, Stroback, Taylor of Chambers, Taylor of Winston, Thompson, Vanzandt, Weaver, White, Williams, Wilson and Speaker—47.

NAYS—Messrs. Armstrong, Bell, Boyle, Bronson, Chisholm, Dereen, Doster, Greene, Hubbard, Hurt, Jones of Tuskaloosa, Kendrick, Masterson, Martin, Moore, Neville, Newsom, Reeves,

Shaw, Smith, Stubblefield, Thweatt, Tompkins, Turner, Tyner and Wood—28.

Mr. Smith, by leave, a bill—

To require tax collectors to settle with the Treasurer ;

Read three times under a suspension of the constitutional rule and passed.

Mr. Shaw, a joint resolution—

That an additional member be appointed on the committee to examine the Revised Code ;

Adopted.

Mr. Harrington, from the judiciary committee—

Reported favorably, with substitute, for the bill in relation to chancery courts ;

Which was concurred in, and the substitute was read three times under a suspension of the constitutional rule and passed.

And favorably on the bill—

Incorporating the Citizens Mutual Insurance Company of Mobile, approved December 14, 1865.

Which was concurred in, and the bill read a third time and passed.

Messrs. Taylor of Winston, and Haley were granted leave of absence.

The House adjourned until 5 o'clock P. M.

AFTERNOON SESSION.

House met pursuant to adjournment.

Mr. Simmons moved that the vote by which the Senate bill to repeal section 217 of the Revised Code,

Was laid on the table, be reconsidered ;

The motion prevailed ;

The bill was then taken from the table, and read a third time and passed.

AYES—Messrs. Ard, Austin, Attaway, Baker, Bell, Blandon, Brewington, Carraway, Cox, Daniel, Drawn, Emmons, Greene, Gregory, Hardy, Harrington, Harris, Hart, Holman, Houston, Inge, Jones of Madison, Kendrick, Kennemer, Lee, Lewis, Lore, McCalley, Quinn, Page, Romayne, Rose, Speed, Simmons, Springfield, Smith, Stewart, Turner, Thweatt, Thompson, Tucker, Weaver, White, Williams, Wilson and Wood—47.

NAYS—Messrs. Dereen, Doster, Fister, Hubbard, Hurt, Jennings, Masterson, Mastin, Malone, Moore, Neville, Reeves, Richards, Richardson, Sttobuck, Stubblefield, Sanford, Tompkins, Tyner and Speaker—20.

By leave, the following protests were entered upon the journals :

I enter my solemn protest against the passage of the bill taking the election of the presidential electors from the people.
(Signed,) B. B. McCRAW.

I solemnly enter my protest on the journal of this House, against the passage of the bill taking the right of voting for the presidential electors from the people.
(Signed,) THOS. D. FISTER.

The undersigned wishes to enter his protest against the bill electing electors for president and vice president, in the journal, considering the bill as an outrage and a crime against all republican institutions, against the liberty and dignity of the American people, against the principles of universal suffrage, against patriotism and all the feelings and sentiments planted by the creator in the hearts of mankind.
(Signed,) PAUL STROBACK.

Believing that the passage of this bill is a great wrong against the people of this State, and a usurpation of power by this body, never intended to be granted by the organic law of the land, I enter this my solemn protest against its passage.

(Signed.) A. G. RICHARDSON.

I hereby enter my most solemn protest against taking from the people the right to cast their votes for the President of the United States.

(Signed,) W. F. HURT.

Message from the Senate :

SENATE CHAMBER, }
August 9, 1868. }

Mr. Speaker :

The Senate has originated and passed bills of the following titles :

To authorize the court of county commissioners of Autauga county to levy an extra tax ;

Making additional appropriations to pay expenses of the Senate;

To repeal an ordinance to abolish the county of Baine ;

To compel the authorities of the late county of Colbert to transfer official books, papers, &c., to the authorities of Franklin county ;

For the relief of Mary C. Foster, of Choctaw county ;

For the relief of Martha Blakeney of Fayette county ;

For the relief of Maria S. Jones, of Marengo county.

M. P. BLUE,
Secretary of Senate.

Senate bills—

For the final settlement of the affairs of the Bank of Selma, &c. ;

To amend the law in reference to private corporations ;

Each of which, being read severally three times under a suspension of the constitutional rule were passed.

Mr. Quinn, from the committee on military affairs, reported favorably on the bill in relation to organizing the militia ;

Which was concurred in,

And bill read third time and passed.

Mr. Harrington, from the judiciary committee, reported adversely on Senate bill—

Repealing a law in reference to prosecuting attorneys, solicitors, and for other purposes ;

Which was concurred in.

The same committee reported favorably on the Senate bill to repeal an act to authorize writs of garnishment against incorporated cities, towns and villages ;

Which was concurred in and the bill read a third time and passed.

Mr. Jennings, from the committee on local legislation, reported favorably on bills—

To authorize the citizens of Orion, in Pike county, to hold an election for officers ;

To establish a medical board in Lee county ;

Which were concurred in and the bills read a third time and passed.

From the same committee, adversely on bills—

To legitimize the children of Wm. A. Masterson ;

To permanently locate the county seat of Washington ;

Which was concurred in.

The same committee reported favorably on the bill—

For the relief of Wm. B. Martin of Russell county ;

Which was concurred in and the bill read a third time and passed.

Mr. Chisholm, by leave, called up the bill—

For the relief of George W. Anderson of Clay county ;
Which was read a third time and passed.

Mr. Hart, by leave, from the committee on corporations, reported favorably on the bill—

Authorizing the purchasers of railroads, or parts thereof, under mortgage sale or sales, according to the terms of the deed of trust, to organize as incorporated companies ;

Which was concurred in,

And the bill read a third time and passed.

Leave of absence was granted to Mr. Harkins.

On motion the House adjourned until Monday morning at 10 o'clock, A. M.

TWENTY-SIXTH DAY.

HOUSE OF REPRESENTATIVES, }
August 10, 1868. }

House met pursuant to adjournment.

Prayer by Mr. Vanzandt.

Journal of yesterday read and approved.

On motion, the call of the counties was suspended to receive reports of standing committees.

Mr. Brewington, on a privileged question, moved a reconsideration of the vote on Saturday, fixing the pay of Lieutenant Governor ;

The motion was sustained, and the vote reconsidered :

AYES—Messrs. Attaway, Baker, Blandon, Boyle, Brewington, Cox, Diggs, Gregory, Hardy, Harkins, Harrington, Harris, Hart, Hill, Holman, Houston, Inge, Jones of Madison, Jones of Tuskaloosa, Kennemer, Lee, Lewis, Lore, McCalley, Page, Rice, Richards, Ronayne, Rose, Shaw, Simmons, Smith, Stewart, Stroback, Thweatt, Tacker, White and Wilson—35.

NAYS—Messrs. Bell, Bronson, Deven, Doster, Hubbard, Hurt, Kendrick, Masterson, Malone, Moore, Mancell, Neville, Reeves, Richardson, Sanford, Taylor of Chambers, Thompson, Tompkins, Turner, Tyner, Walker and Wood—24.

Mr. Hurt moved to strike out the pay of the Speaker and substitute one thousand dollars in lieu thereof. Lost.

Mr. Stroback moved to lay the minority report of the committee on fees and salaries, on the table.

Carried.

Mr. Richardson moved to strike out 1,500 dollars and insert in lieu thereof 500 dollars. Lost.

Mr. Hart moved to amend by substituting 850 dollars. Lost.

Mr. Hurt moved to amend by substituting 1000 dollars. Lost.

Mr. Stewart called for the previous question ;

Which was sustained, and the bill read a third time ;

On motion by Mr. Hart the bill was laid on the table.

AYES—Messrs. Alley, Bell, Bronson, Crossland, Drawn, Emmons, Hart, Hill, Hubbard, Hurt, Inge, Kendrick, Lewis, Masterson, Mastin, Malone, Moore, Mancell, Neville, Newsom, Reeves, Rice, Richards, Sanford, Tompkins, Tucker, Turner, Tyner, Walker, Weaver, White, Williams, Wilson and Wood—35.

NAYS—Messrs. Armstrong, Blandon, Boyle, Brewington, Carraway, Chisholm, Cox, Diggs, Greene, Gregory, Hardy, Harrington, Harris, Holman, Houston, Jones of Madison, Jones of Tuskaloosa, Lore, McCalley, Quinn, Richardson, Ronayne, Rose, Shaw, Speed, Simmons, Springfield, Smith, Stewart, Stroback and Thompson—32.

Mr. Harrington, from the judiciary committee, reported favorably on bills—

To amend section 11, of Ordinance No. 36, of Convention ;

To define presumptions of law ;

To amend section 2877 of the Revised Code ;

With the following amendment, offered by Mr. Hubbard—

Provided, always, That this law shall have no effect in releasing or in any way affecting liens of any character, which are now in existence ;

Which amendment was adopted ;

The report was concurred in, and the bills read a third time and passed.

The same committee reported favorably on bills—

For the relief of Wm. Christian, administrator, &c., of Bibb county ;

Which was concurred in and the bill ordered engrossed for a third reading.

The same committee reported favorably on the Senate bill—

To regulate judicial proceedings in certain cases ;

Which was concurred in and the bill read a third time and passed.

Mr. Harrington, by leave, a bill—

To amend and revise sections 3843, 3844 and 3854 of the Revised Code ;

Which were concurred in, and the bills read a third time and passed.

Mr. Harrington, from the judiciary committee, reported favorably, with a substitute, on

Senate bill—

To amend the corporation laws of Alabama ;

The report was concurred in and the bill ordered engrossed for a third reading on to-morrow.

Mr. Stroback, from the committee on commerce, reported favorably on bill—

To confirm the right of the city council of Montgomery to collect wharfage ;

Also, a minority report ;

Concurred in,

And bill read a third time and passed.

The majority report was laid on the table.

Senate bill—

To compel the late officers of Colbert county to deliver over to the qualified officers of Franklin county all moneys, books, &c., in their hands ;

Was, on motion of Mr. Simmons, taken from the judiciary committee.

Mr. Tompkins moved to lay the bill on the table;

Lost.

The bill was then read a third time and passed.

YEAS—Messrs. Armstrong, Austin, Attaway, Blandon, Carraway, Cox, Dereen, Diggs, Drawn, Greene, Harrington, Hart, Houston, Inge, Jennings, Jones of Madison, Jones of Tuscaloosa, Kendrick, Kennemer, Lee, Lewis, Lore, Masterson, Malone, McCalley, Page, Richards, Richardson, Ronayne, Rose, Sanford, Shaw, Speed, Springfield, Stewart, Stroback, Taylor of Winston, Thompson, Tucker, Turner, Vanzandt, White, Williams, Wilson and Wood—40.

NAYS—Messrs. Ard, Baker, Bell, Bronson, Childress, Chisholm, Corprew, Crossland, Daniel, Doster, Fister, Haley, Harkins, Harris, Holman, Hubbard, Hurt, Mastin, Moore, Neville, Newsom, Reeves, Rice, Smith, Stubblefield, Tompkins, Tyner, Walker and Speaker—25.

Mr. Harrington, by leave, a bill—

To establish mutual aid associations, to raise money for the benefit of the common school fund ;

Read twice ;

When Mr. Moore moved to lay the bill on the table ;

Lost.

Mr. Moore then moved a reference to the committee on corporations ;

Which motion was lost.

The bill was indefinitely postponed.

Message from the Senate.

Mr. Speaker :

The Senate has passed the following House bills :

To amend an act incorporating the Mobile Mutual Insurance company ;

To amend an act incorporating the Stonewall Insurance company ;

To amend an act incorporating the Merchants' and Planters' Insurance company ;

To regulate the publication of legal and other notices ;

Authorizing the Governor to appoint notaries public ;

Incorporating the Grey Eagle Fire Company of Montgomery ;

To change the location of the county seat of the county of Baldwin ;

Taxing cattle of non-residents in Baldwin county ;

To authorize the commissioners court of Lawrence county to issue certificates or receipts, in anticipation of taxes, &c. ;

And has amended and passed, as therein shown, House bills :

Authorizing the Governor to commission tax collectors and assessors ;

For the relief of members of the constitutional convention ;

And has concurred in House amendments to Senate bills—

Joint resolution requiring the Secretary of State to furnish probate judges with Alabama Reports ;

To amend section 2931 of the Code ;

To abolish the office of commissioner and trustee of the State Bank, &c.

And has originated and passed bills of the following titles :

To amend section 3616 of the Code ;

To amend section 2536 of the Revised Code ;

To authorize probate judges to render decrees in certain cases ;

To authorize the Governor to fill vacancies in the supreme and chancery courts ;

To require courts of county commissioners to publish semi-annual exhibits of receipts, &c. ;

To legalize the tax assessment for 1868 ;

To suspend an act passed the present session, in relation to the circuit courts of Coosa and Talladega ;

Amending charter of Mechanics' Hook and Ladder company of Montgomery ;

Amending section 2347 of the Code ;

Authorizing institution of suits in certain cases ;

For the relief of B. F. Royal and Harriet Royal, alias Phillips, of Butler county ;

For the relief of executors, &c. ;

For the payment of interest on legacies, &c. ;

For the relief of Wm. King of Franklin county ;

Authorizing John Costin, of Randolph county, to settle with commissioners court ;

Amending section 1486 of the Code.

Your obedient servant,

M. P. BLUE,

Secretary.

Mr. Neville, by leave, offered the following protest, to be spread upon the journal :

Mr. Speaker :

I do hereby enter my earnest and most solemn protest against the bill taking the right of voting from the people and giving it to this Legislature.

I believe the bill to be a base betrayal of the rights of the people, and that it is an assassin-like and outrageous wrong inflicted on them.

I conceive the bill to be unwarrantable, unconstitutional, unjustifiable, bloody and revolutionary in its character and tendency.

It is conceived in a "Star Chamber" spirit, and forced upon the people with more than the tyranny of the Thirty Tyrants of Athens.

Respectfully submitted.

D. L. NEVILLE.

The House adjourned until 9 o'clock A. M., to-morrow.

TWENTY-SEVENTH DAY.

HOUSE OF REPRESENTATIVES, }
August 11, 1868. }

House met pursuant to adjournment.

Prayer by the Rev. Mr. Lakin.

On the call of the roll, a quorum not being present, the House took a recess. On re-assembling,

Journal was read and approved.

On motion, the call of the counties was suspended,

To take up general orders.

Mr. Newsom asked for leave of absence ;

Granted.

House bill—

For the relief of the members of the late constitutional convention, as amended by the Senate ;

To authorize the Governor to appoint tax collectors and assessors, as amended by the Senate, being concurred in as amended and read a third time, were referred to the committee on enrolled bills.

Senate bills—

Making additional appropriations to defray Senate contingent expenses ;

In relation to the militia ;

To authorize the purchasers of any rail road or parts thereof under mortgage sale, &c., to reorganize as incorporated companies, &c. ;

Were read a third time and passed.

Senate bill—

To govern the bureau of industrial resources ;

Was amended, on motion by Mr. Richardson, by fixing the commissioner's salary at \$2,400 instead of \$2,500, and the bill read a third time and passed.

Senate joint resolution providing for a recess of the General Assembly ;

Was made special order for this evening at 5 o'clock.

MESSAGE FROM THE GOVERNOR.

Gentlemen of the Senate and House of Representatives :

I have this day approved and signed a bill to be entitled an act to "provide for a temporary loan." Under this act the Governor is authorized to negotiate a temporary loan, not ex-

ceeding \$500,000, for the payment of any loan which may be made. The Governor is authorized to pledge any property or stocks belonging to the State. It is proper to observe, however, at this time, the State has no available effects, or securities, to hypothecate as collateral security for a loan. I do not know that any resort to any temporary loan will be necessary. It is sincerely hoped that the exigencies of the treasury, will not be such as to require it, but if the State should be forced to such an expedient to raise means to carry on the government, I think it highly important that the Governor shall have it in his power to offer State bonds as security for the loan. With such security as this, I am satisfied that loans could be obtained on terms far more favorable than by merely giving the State's obligations. It is possible, indeed, that in efforts to provide for the temporary wants of the State treasury, it might be ascertained, that the sale of bonds would be preferable to a temporary loan. I therefore respectfully recommend that the Governor be authorized to issue State bonds to an amount not exceeding \$500,000, with discretion to either hypothecate them for a short loan or sell them in the market, as may be deemed best for the State. If it should be the pleasure of the General Assembly to give the authority here asked for, the law should provide that the aggregate of money borrowed and bonds sold should not exceed 500,000 dollars.

Very respectfully,

Wm. H. SMITH,
Governor.

Mr. Harrington, by leave, introduced a supplemental bill to the one referred to in the Governor's message ;

Which was read three times under a suspension of the constitutional rule and passed.

Mr. Fister, by leave, introduced a joint resolution in reference to printing the laws and journals of this session ;

Which was adopted.

Senate bill—

To amend the city charter of Mobile ;

Was read a third time and passed.

The committee on elections reported—

No action in the case of the contestant, J. C. Jolly, for the seat of J. G. Moore, as there had been no evidence furnished in the case.

The committee on education, by Mr. Stewart, reported adversely on the following bills :

To authorize county superintendents to complete unfinished business for the year 1868 ;

For the protection of the State for certain school lands ;

Which was concurred in.

The committee on finance reported favorably to the bill—

To facilitate the collection of taxes ;

Which was concurred in.

The bill for the relief of magistrates and constables elected for Mobile ;

The bill was read a third time and passed.

Mr. Shaw, by leave—

A bill to amend section 962 of the Code ;

Mr. Stewart moved to amend, by striking out \$3,600 and inserting \$2,000, and his actual travelling expenses. Lost.

Mr. McCraw called for the previous question ;

Sustained—

And the bill was read three times under a suspension of the constitutional rule and passed.

AYES—Messrs. Armstrong, Alley, Austin, Brewington, Bronson, Candee, Chisholm, Cox, Crossland, Daniel, Dereen, Diggs, Drawn, Fister, Greene, Hardy, Harrington, Harris, Hart, Hill, Holman, Houston, Inge, Jones of Madison, Jones of Tuskaloosa, Kendrick, Kennemer, Lee, Lewis, Lore, McCalley, Page, Rice, Richards, Ronayne, Rose, Springfield, Smith, Stroback, Stubblefield, Thompson, Turner, Weaver, Williams, Wilson, Wood and Speaker—48.

NAYS—Messrs. Doster, Hubbard, Masterson, Mastin, Malone, Moore, Mancell, Neville, Reeves, Tompkins, Tyner, White and Yates—13.

Senate bill in relation to the board of immigration was postponed indefinitely.

The substitute to the Senate bill—

To amend the corporation laws of Alabama ;

Was read three times under a suspension of the constitutional rule, and passed.

The bill in relation to chancery districts ;

Was read a third time and passed.

Senate bills—

To amend section 1417 of the Revised Code ;

To incorporate the town of Mumford ;

And House bills—

To amend the Briarfield Iron Works ;

And for the relief of Wm. Christian, of Bibb county ;

Legalizing the assessment of taxes for 1867 ;

To incorporate the town of Moulton ;

To remove the records of the probate court of Russell county ;

To divorce B. F. Royal, of Bullock county, from Henrietta Royal ;

Was read a third time and passed.

The bill in relation to wharfage at Mobile, was postponed until the 2d Monday in November next.

The bill repealing the ordinance—

To abolish the county of Baine, &c.;

Was referred to the committee on county boundaries.

REPORTS OF COMMITTEES.

Mr. Harrington, from the judiciary committee, reported favorably on bills—

To amend section 3578 of the Revised Code ;

To establish a Masonic Home in Chambers county ;

To incorporate the town of Tuskegee ;

To secure mechanics' liens for labor ;

To authorize parol testimony in certain cases ;

To repeal a certain ordinance ;

For the relief of Julia Goetzel, of Mobile ;

To provide for the payment of laborers of all classes ;

To amend section 3160 of the Revised Code ;

To authorize the summoning of a jury before the county court of Coffee in certain cases ;

To construe 2417 and 2421 of the Revised Code ;

Also, Senate bills—

To authorize investigation into fires in incorporated towns and cities ;

For the relief of the several counties in this State ;

To amend section 3489 of the Revised Code ;

To preserve order at elections ;

To authorize appeals to the supreme court, and proceedings in chancery in certain cases ;

To amend an ordinance of the late constitutional convention ;

To stay collection of debts ;

Also, a joint resolution to provide for the pay of the clerks of the judiciary committee and Senate committee on militia ;

Which was concurred in.

Also, adversely on bills—

For the removal of political disabilities ;

To secure to laborers their wages ;

To define who are competent jurors ;

In relation to free dealers ;

To relieve parties from judgments and penalties, rendered against them for the violation of the revenue laws ;

As to pistols, &c.;

To amend an act entitled an act to amend section 160 of the Penal Code, approved January 28th, 1867 ;

To repeal a part of section 3936 of the Revised Code ;

To confirm an election held in Franklin county in February, 1868 ;

To regulate the duties of county solicitors ;

To amend section 3617 of the Revised Code ;

To open judgments, repeal certain acts, and other purposes ;

Which were concurred in.

Message from the Senate.

Mr. Speaker :

The Senate has passed the House bills—

In relation to the chancery districts of Alabama ;

For the relief of W. B. Martin, of Russell county, with an amendment thereto ;

Joint memorial to Congress ;

And has originated and passed a joint resolution in relation to printing ;

Also, a bill—

To amend the charter of the Pickett Springs and Montgomery Gravel Road Company.

M. P. BLUE,
Secretary.

Mr. Malone, from the committee on ways and means, reported a bill making appropriations for the fiscal year ending September 30th, 1868 ;

Which was read a third time and passed.

House adjourned till 5 o'clock P. M.

EVENING SESSION.

The House met pursuant to adjournment.

Mr. Baker was granted leave of absence.

The House reconsidered its action in the morning, on an amendment to the bill on internal resources ;

Which amendment was laid on the table,

The bill was then read a third time under a suspension of the constitutional rule and passed.

On motion of Mr. McCraw,

The journal of the House was so amended as to show that the present session commenced on the 23d day of July.

The special order for this hour, being Senate joint resolution—

Providing for a recess of the General Assembly from August 12th to the 1st Monday in November, 1868 ;

Was, on motion of Mr. McCraw,

Laid on the table.

AYES—Messrs. Armstrong, Ard, Austin, Attaway, Bell, Blandon, Brewington, Carraway, Cox, Diggs, Drawn, Emmons, Gregory, Hardy, Hill, Houston, Inge, Jones of Madison, Jennings, Jones of Madison, Kennemer, Lee, Lewis, Lore, McCalley, Ninninger, Page, Quinn, Rice, Ronayne, Ross, Sanford, Shaw, Simmons, Springfield, Taylor of Chambers, Thweatt, Tucker, Turner, Weaver, White, Williams, Wilson and Wood. Total, 45.

NAYS—Messrs. Bogle, Candee, Childress, Chisholm, Corprew, Daniel, Dereen, Doster, Hubbard, Hart, Jones of Tuskalooza, Kendrick, Masterson, Mastin, Malone, Moore, Mancell, Neville, Newsom, Reeves, Richards, Richardson, Stewart, Stroback, Taylor of Winston, Thompson, Tompkins, Tyner, Vanzandt, Walker, Yates and Speaker. Total, 28.

Senate bill—

Changing the time of holding the circuit court in the counties of Coosa and Talladega ;

Was read a third time and passed.

The bill to repeal the ordinance to abolish the county of Baine, and to change the name of said county to Etowah ;

Was read a third time and lost, on account of there not being a two-third vote, as required by the constitution.

AYES—Messrs. Armstrong, Alley, Austin; Attaway, Ard, Bell, Blandon, Bogle, Brewington, Carraway, Chisholm, Cox, Dereen, Diggs, Doster, Emmons, Fister, Greene, Hardy, Hart, Jennings, King, Lewis, Mastin, Malone, Mancell, Neville, Newsom, Ninninger, Quinn, Reeves, Rice, Richardson, Shaw, Speed, Simmons, Stewart, Stubblefield, Taylor of Chambers, Taylor of Winston, Tompkins, Tucker, Tyner, Vanzandt, Walker, Weaver, White, Wilson, Wood and Speaker. Total, 53.

NAYS—Messrs. Candee, Hart and Richards. Total, 3.

The Senate bill—

Incorporating the Montgomery and Pickett Springs Gravel Road ;

Was read a third time and passed.

Senate joint resolution—

To take a recess from August 12th to the 1st Monday in November, 1868, at 11 a. m. ;

Adopted.

Mr. Hart, a resolution—

Providing for a committee to be appointed by the Speaker to examine the charter of railroads ;

Adopted.

Mr. Mancell, a bill—

For the relief of John McGraw of Jones county ;

Was read three times, under a suspension of the constitutional rule, and passed.

Mr. Carraway, from the committee on the Tuscaloosa Scientific and Art Association, reported that they had arrived at no definite conclusion, on account of not being able to get witnesses.

Mr. Hubbard, a bill—

To amend section 2536 of the Code ;

Was read three times, under a suspension of the rule, and passed.

Mr. Hardy, by leave, a bill—

To authorize the city of Selma to establish a work-house ;

Was read three times, under a suspension of the rule, and passed.

Bill fixing the salary of the Lieutenant Governor at \$1,500 ;

Was read a third time and passed.

The committee on local legislation were instructed to report to-morrow morning on the bill in reference to taxes.

The Senate joint resolution—

Allowing a copy of the Revised Code and Acts of 1866-67 to each member of the Legislature ;

Was read and adopted.

Mr. Moore, a bill to form a new county to be called Choc-tawhatchie ;

Read twice, under a suspension of the constitutional rule, and referred to the committee on counties and county boundaries.

A message was received from the Senate, as follows :

Mr. Speaker :

The Senate has originated and passed joint resolutions of the following titles :

Allowing a copy of the Revised Code and Acts of 1866-67 to each member of the General Assembly;

Also, providing for a recess of the Legislature.

M. P. BLUE,
Secretary.

On motion the House adjourned.

TWENTY-EIGHTH DAY.

HOUSE OF REPRESENTATIVES, }
August 12, 1868. }

House met pursuant to adjournment.

Prayer by the chaplain.

Journal read and approved.

Mr. Stroback, by leave, a bill—

To authorize the court of county commissioners to levy a special tax for the purposes therein mentioned;

Which was read twice, and amended by adding the county of Jones ;

And read a third time and passed.

Mr. Alley, by leave, moved to take up the bill to incorporate the town of Tuskegee;

Which was adopted, and read three times under a suspension of the constitutional rule and passed.

Mr. Chisholm moved to reconsider the vote in relation to the board of immigration ;

Carried, and the bill was laid on the table.

Mr. Reeves moved to reconsider the vote establishing the new county of Etowah. Carried, and the bill postponed until the first Monday in November ;

On motion by Mr. Hart, the joint resolution appointing a committee to visit the blind and insane asylum during the recess of the General Assembly, was adopted ;

Mr. Hart, by leave, a bill to establish a work house in Bullock county ;

Which was read three times under a suspension of the constitutional rule and passed.

The committee on printing reported a joint resolution giving the public printing to John Hardy. Adopted.

Mr. Fister, from the committee on registration, reported a substitute for the bill to provide for the registration of qualified electors of Alabama ;

Report concurred in and the bill read three times under a suspension of the constitutional rule and passed.

Messrs. Hardy, Harrington and Thweatt were appointed the special committee to examine the charters of rail roads, &c., and report at the next meeting of the General Assembly ;

Mr. Emmons was appointed on the committee to contract for the printing of the laws and journals of this session ;

Mr. Springfield, from the committee on registration, reported upon the qualification for electors ;

Mr. Hubbard moved to amend as follows :

But if the registration is not completed, as contemplated by this act, within the time provided therein, the registers so failing to complete it, shall forfeit all compensation, unless they have attended in each beat or ward, as follows :

And it shall be the duty of the registers to attend at least two days in each precinct or beat of the counties, and the same time in each ward of a city. Lost.

The bill was read a third time and passed.

Mr. Fister, by leave, called up the bill to establish an orphan's home in the county of Chambers ;

Which was read a third time and passed.

AYES—Messrs. Armstrong, Austin, Attaway, Blandon, Brewington, Carraway, Chisholm, Cox, Diggs, Doster, Fister, Gregory, Hardy, Harrington, Harris, Houston, Hurt, Jones of Madison, Jones of Tuskalooza, Kendrick, Lee, McCalley, Quinn, Ronayne, Rose, Springfield, Stubblefield, Tucker, Turner, Tyner, Walker, Williams, Wood and Speaker. Total, 34.

NAYS—Messrs. Candee, Daniel, Drawn, Hart, Hubbard, Kennemer, Lore, Masterson, Mastin, Malone, Moore, Mancell, Ninninger, Reeves, Richardson, Shaw, Thompson, Tompkins, Weaver and White. Total, 20.

Mr. Hardy called up a bill to provide appropriations for the expenses for the fiscal year ;

The Senate amendment was concurred in and bill read a third time and passed ;

Also, a Senate bill to amend the charter of the Hook and Ladder Company of Montgomery ;

Was read three times under a suspension of the constitutional rule and passed.

Also, Senate bill—

To authorize the probate courts to render decrees in certain cases ;

Read a third time and passed.

Mr. Wood called up Senate bill—

To authorize John Carter, of Randolph county, to make a settlement with the court of county commissioners ;

Read three times under a suspension of the constitutional rule and passed.

Mr. Stroback called up Senate bill—

To authorize appeals to the supreme court and proceedings in chancery in certain cases ;

Also, Senate bills—

For the relief of Mary Foster, and others ;

Read three times and passed under a suspension of the constitutional rule.

Mr. Richardson, by leave, a bill—

To have printed ten thousand copies of the report of the commissioner of immigration, and for other purposes ;

Which was read three times under a suspension of the constitutional rule and passed.

Also, called up a bill—

To require the court of county commissioners to publish semi-annual exhibits of receipts and expenditures for their counties ;

Mr Hubbard moved to amend by requiring the report to be published in the paper in the county in which such report is made ;

Laid on the table.

Bill was then read a third time and passed.

Also a bill to allow Cabot and Smith to establish a ferry across the Tallapoosa river ;

Read three times and passed.

Senate bill—

To allow persons under sentence for breach of the peace to work out their fines upon public roads ;

Was laid on the table.

Mr. Drawn, to amend section 3714 of the Revised Code ;

Mr. Moore, to authorize the commissioners court of Coffee county to levy a special tax ;

Were severally read three times under a suspension of the constitutional rule and passed.

The bill to amend section 3016 of the Revised Code ;

Was laid on the table.

Mr. Hardy, a bill—

To authorize the commissioners court of Bullock county to issue and dispose of a certain amount of bonds ;

Was read three times under a suspension of the constitutional rule and passed, with an amendment by Mr. Hubbard ;

Mr. Harrington called up the Senate bill—

In relation to the New Orleans and Chattanooga Railroad Company, and to repeal section 21 and 22 of its charter ;

Mr. Moore moved to lay the bill on the table. Lost.

The bill was read three times under a suspension of the constitutional rule and passed.

Senate message :

Mr. Speaker :

The Senate has passed House bills of the following titles :

To enable the probate judge of Washington county to remove certain books and papers ;

To authorize the issue of State bonds ;

To make an appropriation for the fiscal year ending 30th of September, 1869 ;

With an amendment thereto.

And has originated and passed the following bills :

To enable persons who are guilty of breach of the peace to pay their fines ;

For the relief of Hugh Montgomery of Cleburne county ;

To authorize and regulate judicial proceedings against foreign corporations ;

Also, a joint resolution providing for the appointment of a committee to investigate the condition of the railroads in the State.

M. P. BLUE,
Secretary.

Message from the Governor.

Mr. Speaker :

I am directed by the Governor to inform the House, that he has approved and signed House bills to be entitled as follows :

For the relief of Susan Ann Tooley of Montgomery county ;

And Morris Goodwin of Choctaw county ;

To amend an act to incorporate Stonewall Insurance Company of Mobile ;

To amend an act to incorporate the Planters and Merchants Mutual Insurance Company of Mobile ;

To amend an act to incorporate the Citizens Mutual Insurance Company of Mobile ;

To amend an act to incorporate the Mobile Mutual Insurance Company of Mobile ;

For the relief of public officers ;

To make Elizabeth Ann Reed of Lee county a free-dealer ;

To empower the Governor to appoint notaries public ;

For the relief of the executors of Caroline Alston ;

To regulate the time of holding court for the 6th judicial circuit ;

To change the location of the county seat of Baldwin ;

To authorize the issue of certificates—

A joint resolution to appoint a committee to prepare the printed constitution of Alabama with the original papers,

(Signed,)

D. L. DALTON,

Private Secretary.

REPORT OF ENROLLING COMMITTEE.

Your committee on enrollment beg leave to report the following bills as correctly enrolled :

To authorize the Governor to commission certain officers of Lowndes county ;

To authorize the appointment of guardian *ad litem* for each county ;

For the relief of Louisa F. Thompson ;

To change the name of Covington county ;

To amend an act to prohibit the sale of liquors within two miles of the academy and church, near Alfred Collins, in DeKalb county ;

For the relief of Peyton Baughn, of Winston county ;

Allowing compensation to commissioners of roads and revenue in Bullock county ;

To make Susan Ann May a free-dealer ;

To authorize C. A. Castello to sell the lands of C. D. Castillo ;

To make Mary E. McLane a free-dealer ;

To declare Wm. Bodie, a liner between the counties of Crenshaw and Butler, a citizen of the former county, and to change the line between said counties ;

To regulate the publication of legal notices ;

To amend and continue in force an act to incorporate a company to build a bridge across the Black Warrior river ;

- For an appropriation to pay printing expenses ;
- To amend section 1755 of the Revised Code ;
- To provide for a temporary loan for the State ;
- Making appropriations for contingent expenses of the House for the present session ;
- Making appropriations for the pay of members and officers of the present General Assembly ;
- To pay the members of the board of education ;
- To regulate the time of holding courts in the 6th judicial circuit ;
- To authorize the court of county commissioners of Clay county to divide said county into election precincts, &c. ;
- To empower the Governor to appoint notaries public ;
- To amend an act to incorporate the Mobile Insurance Company ;
- To amend an act to incorporate the Planters and Merchants Insurance Company ;
- To amend an act to incorporate the Stonewall Insurance Company ;
- To amend an act to incorporate the Citizens Mutual Insurance Company ;
- For the relief of public officers ;
- Joint resolution to appoint a committee to compare the printed constitution with the original manuscript ;
- To make Elizabeth Ann Reed, of Lee county, a free dealer ;
- To regulate the publication of legal and other notices ;
- To authorize David Lewis Whetstone to settle with his guardian ;
- To change the location of the county seat of Baldwin ;
- To authorize the issuance of certificates ;
- Joint memorial to the Congress of the United States ;
- For the relief of members of the constitutional convention ;
- To authorize the commissioners court of Lawrence county to issue certificates, receipts, &c. ;
- To authorize the Governor to commission tax collectors and assessors ;
- In relation to the chancery courts of Alabama ;
- Joint resolution providing for pay of the commissioner of immigration ;
- To permanently locate the seat of justice in Washington county ;
- To make Martha Jane Hall a free dealer ;
- For the relief of Wm. B. Martin of Russell county ;

To declare Sophronia Irving Riley a free dealer ;
 To permit C. A. C. Waller, a non-resident, to administer
 upon the estate of his father and brothers.

A. EMMONS,
 Chairman.

On motion, the House adjourned until 3 o'clock p. m.

AFTERNOON SESSION.

House met pursuant to adjournment.

Bill to authorize purchasers of rail roads or parts thereof
 under mortgage sale, &c.;

Was amended, read a third time and passed.

Bill incorporating co-operative associations, &c. ;

Was read a third time and passed,

Bill to authorize the court of county commissioners of Au-
 tauga and Elmore to levy a tax ;

Read three times and passed.

Senate bill relating to registration ;

Was laid on the table.

AYES—Messrs. Armstrong, Attaway, Blandon, Brewington,
 Candee, Carraway, Chisholm, Cox, Daniel, Diggs, Drawn, Em-
 mons, Fister, Gregory, Hardy, Harrington, Harris, Hart,
 Houston, Inge, Jones of Madison, Jones of Tuskaloosa, Ken-
 nemer, Lee, Lore, Ronayne, Shaw, Speed, Stubblefield,
 Stewart, Stroback, Turner, Weaver, White, Williams, and
 Wilson—44.

NAYS—Messrs. Alley, Dereen, Doster, Hill, Hubbard, Mas-
 terson, Mastin, Mancell, Reeves, Sanford, Stubblefield, Thomp-
 son, Tyner and Wood—16.

Mr. Hardy, a resolution—

That the sergeant-at-arms be authorized and directed to
 procure such articles of furniture, and make such repairs in
 the Hall of the House of Representatives as may be ne-
 cessary, subject to the approval of the Speaker of the
 House ;

Adopted.

Mr. Williams, a resolution—

That the House of Representatives tender its cordial and
 sincere thanks to the Hon. B. B. McCraw, Speaker of the

House, for the able, impartial and courteous manner in which he has presided over the deliberations of this body ;

Adopted.

Mr. Turner moved to reconsider the vote on the registration bill;

Mr. Hardy moved to lay the bill on the table ;

Lost.

On motion of Mr. Fister,

The further consideration of the bill was postponed until next November.

Senate bill—

Making appropriations for the fiscal year ending 30th September, 1869 ;

Was read three times, under a suspension of the constitutional rule and passed.

On motion by Mr. Fister—

The House took a recess.

Message from the Senate :

SENATE CHAMBER, }
August 12, 1868. }

Mr. Speaker :

The Senate has originated and passed bill of the following title :

Supplementary to an act making appropriations for the fiscal year ending 30th September, 1869, passed at the present session.

Very respectfully

Your obedient serv't,

M. P. BLUE,

Secretary.

On motion of Mr. Fister,

The House took a recess until the first Monday in November, 1868, at 12 M.

AYES—Messrs. Brewington, Candee, Chisholm, Doster, Fister, Hart, Houston, Hubbard, Hurt, Inge, Jones of Madison, Kendrick, Kennemer, Lee, Masterson, Mastin, McCalley, Quinn, Reeves, Ronayne, Speed, Springfield, Stubblefield, Smith, Tompkins, Walker, White, Williams—30.

NAYS—Messrs. Armstrong, Alley, Austin, Dereen, Daniel, Drawn, Emmons, Gregory, Jones of Tuscaloosa, Lore, Ma-

lone, Moore, Newsom, Rice, Rose, Shaw, Stewart, Stroback,
Thompson, Tucker—23.

The House adjourned accordingly.

B. B. McCRAW,
Speaker of the House.

Attest :

WM. B. CLOUD,
Clerk of the House.

CALLED SESSION.

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CALLED SESSION.

HOUSE OF REPRESENTATIVES, }
MONTGOMERY, ALABAMA, }
Wednesday, September 16, 1868. }

In accordance with the proclamation of the Governor, dated September 2d, 1868, the House met in the Hall of the House of Representatives at Montgomery, Alabama, this the 16th day of September, 1868, at 12 o'clock, M.

The House was called to order by W. B. Cloud, clerk, who read a communication from the Governor embodying the resignation of the Hon. B. B. McCraw, late speaker of the House.

Mr. Fister moved that Mr. Hardy be elected temporary speaker ;

Whereupon the roll was called, when the following members answered to their names :

Messrs. Attaway, Alley, Austin, Baker, Blandon, Brewington, Carraway, Childress, Clisholm, Corprew, Cox, Daniel, Dereen, Diggs, Drawn, Emmons, Fister, Greene, Gregory, Hardy, Harrington, Harris, Hart, Hill, Holman, Houston, Hubbard, Hurt, Inge, Jennings, Jones of Madison, Jones of Tuskalooza, Kendrick, Kennemer, Lewis, Lore, Masterson, Mastin, Malone, McCally, Mancell, Page, Quinn, Rice, Reeves, Richardson, Ronayne, Rose, Shaw, Speed, Smith, Stewart, Taylor of Chambers, Thompson, Thweatt, Tompkins, Tucker, Turner, Tyner, Vanzandt, Walker, Weaver, White, Williams, Wilson and Yates—67.

There being a quorum present, the House proceeded to elect a Speaker.

Mr. Jennings nominated Mr. Harrington, of Mobile ;

The vote being taken, resulted in a unanimous election.

Mr. Stewart moved that a committee of two be appointed to conduct the Speaker to the chair.

Message from the Senate :

SENATE CHAMBER,
September 16, 1868. }

Mr. Speaker :

I am instructed by the Senate to inform the House of Representatives that the Senate is fully organized and ready to proceed to business.

M. P. BLUE,
Secretary of Senate.

Mr. Hardy moved that the House proceed to the election of an assistant clerk, occasioned by the resignation of T. M. Goodfellow, late assistant clerk of the House of Representatives ;

Carried.

Mr. Stewart nominated Mr. E. C. Sibley;

Mr. Jennings nominated Mr. H. G. Thomas;

Mr. Ronayne nominated Mr. Burke.

Mr. Reeves moved that the resignation of Mr. T. M. Goodfellow, late assistant clerk, be received ;

Carried.

Mr. Gregory moved that the resignation be accepted ;

Carried.

The vote being taken, resulted as follows :

Mr. Thomas..... 21

Mr. Silsby 37

Mr. Burke..... 5

Mr. Silsby having received a majority of the votes cast, was declared duly elected Assistant Clerk of the House.

Mr. Hardy moved that the House go into an election for Engrossing Clerk ;

Carried.

Mr. Vanzandt nominated J. B. Cloud ;

Mr. Jennings nominated H. C. Thomas ;

Mr. Shaw nominated T. W. Crowder ;

Mr. Turner nominated D. C. Robinson.

The vote being taken, resulted as follows :

Mr. Thomas..... 19

Mr. Crowder..... 19

Mr. Cloud..... 14

Mr. Burke..... 6

Mr. Robinson..... 3

Neither candidate having received a majority of the votes cast,

Mr. Gregory moved to ballot from the two highest,

Which resulted in the election of Mr. H. C. Thomas, who was declared duly elected Engrossing Clerk.

Mr. Gregory offered the following resolution :

Resolved, That the Speaker appoint a committee of three from the House, who shall be charged with the duty of waiting on His Excellency, the Governor, to inquire what communication he may have to make them, now assembled in extraordinary session.

Mr. Carraway moved to amend so as to include three to be appointed by the President of the Senate ;

Which was adopted.

Mr. Stewart offered the following resolution :

Resolved, That a committee of three be appointed by the chair to wait on Major General O. O. Howard, who is now in the city, and invite him to take a seat upon the Speaker's stand. Adopted.

Mr. Hardy moved a recess of ten minutes to enable members to pay their respects to Gen. Howard. Carried.

Mr. Hardy offered the following resolution :

Resolved, That Major General Howard, the gallant soldier and eminent philanthropist, be requested to address the Republican members of the Legislature and the citizens of Montgomery, in this Hall, at 8 o'clock this evening.

Mr. Hart moved that it be amended by striking out the word Republican. Carried, and the resolution adopted as amended.

Message from the Governor :

Mr. Speaker :

I am directed by the Governor to communicate a message to this House in writing.

Very respectfully,

Your obedient servant,

D. L. DALTON,

Private Secretary.

EXECUTIVE DEPARTMENT,

STATE OF ALABAMA,

Montgomery, Sept. 16, 1868.

Gentlemen of the Senate

and House of Representatives :

Having deemed it a duty to convene the General Assembly in extraordinary session, I now proceed, as required by section

8, article 5, of the constitution, to the purpose for which you were called together.

On Tuesday, the 3d day of November next, electors for President and Vice President of the United States are to be chosen in the several States of the Union. The particular day on which they must be elected is fixed by a law of Congress; but the election itself is to be conducted under the laws of each State respectively.

It is of course a matter of the first importance that every election, whether for the choice of Presidential electors, or for any other purpose, should be held in such a manner that its legality or validity cannot be called in question. As there is reasonable, or at least plausible, ground for doubt as to the sufficiency of existing laws in regard to elections, when we consider some of the features of our new constitution, it is surely the part of wisdom to have such doubt removed by additional legislation.

By section 3, Article 7 of the State Constitution, it is made "the duty of the General Assembly to provide, from time to time, for the registration of all electors." The 4th section of the same article requires that all persons, before registering, shall take and subscribe" a particular oath. It is clearly within the discretion of the General Assembly to determine, by legal provision, how electors are to be registered, and to direct the manner in which the designated oath is to be taken and subscribed.

Inasmuch as it is the constitutional duty of the Executive to recommend to the General Assembly such measures as he may deem expedient, I will now respectfully indicate the general character of a law, which, in my judgment, will meet the full requirements of the Constitution, and accomplish all the purposes contemplated by it. In providing for registration of electors, two important objects should be kept in view. One is to afford the amplest facilities to voters, and the other is to subject the State to as little expense as practicable. I think that both of these ends can be easily attained.

A registration of electors is simply a legally prepared list of such persons entitled to vote, as choose to have their names registered. It is manifestly intended by our Constitution, that the names of electors shall be registered before they vote. Actual voting is the deposit of a ballot, or ticket, in a ballot box. The Revised Code of Alabama provides that, before any one is entitled to have his ballot deposited in a box, or in other words, before he can vote, his name must be written upon two separate lists. This, in my view, is, to all

intents and purposes, a registration of electors. Under the new Constitution, however, no man can have his name lawfully placed upon a registration list without first taking and subscribing the electors' oath. The form of the oath is given in the Constitution ; and some legal provision should be made for having it properly taken and subscribed. I think that the Constitutional requirement in this regard will be fully complied with if authority be given to have the oath administered by, and subscribed before the returning officer or an inspector of election, as voters present themselves at the polls. Blank forms of the oath should be printed and distributed so that each voter could readily obtain a copy of it. Officers conducting the election should be required to administer the oath without extra charge.

Under such a law as this, voting could not, of course, be done as rapidly as heretofore, when no oath was required. But whatever inconvenience would result from this cause, may be easily remedied. The proper officer should be authorized to provide as many voting boxes at each precinct as may be requisite to enable all voters to exercise the elective franchise without difficulty or unnecessary delay. Under the law as it now stands, votes are received at one designated locality in each precinct. These localities are presumed to be sufficiently accessible to accommodate all voters. But now that colored men are enfranchised, the voting population is much larger than formerly ; and this fact, taken in connection with the slower process of voting where an oath has to be administered to electors at the polls, constitutes, in my judgment, a strong reason for authorizing two or more boxes at one place where it may be deemed necessary. This would merely involve an increase in the number of election officers.

While the chief purpose for which I considered it advisable to convene the General Assembly, was to afford an opportunity for the enactment of a law under which our elections can be held free from all possible doubt, yet I would direct attention to an act passed at your recent session, amendatory of the Internal Improvement Law of the State. The act has the effect of depriving a railroad having one or both of its termini outside of the State, of the benefit of the Internal Improvement Law, until at least twenty miles of the road shall have been built within the limits of this State, notwithstanding more than that distance may be completed outside of it. There is some reason to believe that this act, unless amended, will seriously retard the construction of one road, which, if built, will be a great public benefit. It is probable that the

peculiar phraseology of the act which has this effect, was employed inadvertently ; and I therefore recommend the enactment of a law which will remedy the result. We should do everything consistent with the ability of the State to encourage works of internal improvement, and develop our material resources.

Wm. H. SMITH,
Governor.

Mr. Carraway moved that one hundred copies be printed for the use of the House. Carried.

Mr. Hardy moved that that part of the Governor's message relating to elections be referred to a special committee of five. Carried.

The speaker appointed the following as the special committee:

Messrs. Hardy, Quinn, Jones of Tuskaloosa, Page and Hart.

Mr. Vanzandt moved that the committee be instructed to report to-morrow morning at 10 A. M. Carried.

Mr. Turner offered the following resolution :

Resolved, That a committee of three be appointed by the chair to wait on General O. O. Howard, to inform him that he has been requested by this body to deliver an address before the legislature and citizens of Montgomery this evening at 8 o'clock, P. M. Adopted.

Mr. Speaker appointed Messrs. Stewart of Perry, Gregory of Mobile, and Wilson of Clarke, assaid committee.

Leave of absence was granted Mr. Paul Stroback of Montgomery, during the present session of the legislature.

Mr. Hubbard offered the following resolution :

Resolved, That this House will take into consideration no other business than that recommended by the Governor in his message. Tabied.

The House then adjourned until 9 o'clock to-morrow.

SECOND DAY.

HOUSE OF REPRESENTATIVES, }
Thursday, September 18, 1868. }

House met pursuant to adjournment.

Prayer by the chaplain.

Journal of yesterday was read and approved.

Leave of absence was granted Mr. Austin of Macon county.

Mr. Malone of DeKalb, moved to take from the table for consideration the registration bill. Withdrawn.

Mr. Carraway offered a resolution that the Governor be and he is hereby requested to lay before the Legislature all correspondence, if any he may have, in regard to the murder of nine colored men in Morgan county, and also in regard to armed and masqued men entering the residence of Hon. D. C. Humphreys of Madison county. Adopted.

Mr. Malone moved to take from the table the registration bill tabled last session.

Mr. Stewart of Perry, moved that the bill be read. Carried.

The motion made by Mr. Malone was lost.

Mr. Hardy asked that the bill just read be turned over to the committee appointed yesterday to consider that portion of the Governor's message relating to registration.

Mr. Hubbard moved that the clerk be instructed to furnish the committee a copy of said bill. Carried.

Mr. Hardy, chairman of committee on registration, asked further time for consideration, and that the committee be increased by four additional members. Carried.

The chair appointed Messrs. Smith of Morgan, Gregory, Springfield and Stewart.

On motion of Mr. Hurt, the House adjourned until 9 o'clock to-morrow.

THIRD DAY.

HOUSE OF REPRESENTATIVES, }
Friday, Sept. 17, 1868. }

House met pursuant to adjournment.

Prayer by the chaplain.

Journal read and approved.

Mr. Vanzandt, from the committee on internal improvements, to whom was referred that portion of the Governor's message in relation to that subject, made a report accompanied with a bill of the following title:

A bill to be entitled an act to amend the law to establish a system of internal improvement in the State of Alabama;

The bill was read twice, when Mr. Vanzandt moved that it be read a third time and put on its final passage.

Mr. Harrington, (Mr. Thweatt in the chair,) moved to postpone its consideration until to-morrow at 12 o'clock.

Mr. Richardson moved to postpone its consideration until the first week of the next session. Withdrawn.

Mr. Jennings moved that the bill be referred to a special committee of five, with instructions to report on to-morrow at 12 o'clock. Carried.

The Speaker appointed on said committee, Messrs. Jennings of Lawrence, Quinn of Mobile, Fister of Calhoun, Stewart of Perry, and Emmons of Dallas.

Mr. Vanzandt moved to take a recess for a few minutes, to be called together at the option of the Speaker. Carried.

At 12:30 p. m., the House was called to order by the Speaker. On motion of Mr. Vanzandt,

The House then adjourned until to-morrow morning at 9 o'clock.

FOURTH DAY.

HOUSE OF REPRESENTATIVES, }
Saturday, September 19, 186S. }

House met pursuant to adjournment.

Prayer by the Rev. Mr. Vanzandt.

Journal read and approved.

Message from the Governor.

EXECUTIVE DEPARTMENT, }
STATE OF ALABAMA, }
Montgomery, Sept. 19, 186S. }

*Gentlemen of the Senate and
House of Representatives:*

I herewith transmit a copy of a memorial received at this Department, and signed by a large number of the citizens of Colbert county, recounting grievances which they pray to have redressed. As the relief asked for can only be granted by the General Assembly, the memorial is respectfully submitted for your consideration.

WM. H. SMITH,
Governor.

Mr. Vanzandt moved that the message of the Governor be referred to the committee on county boundaries. Carried.

Mr. Dereen presented the credentials of Mr. Burton, of Marengo, who, being sworn in, took his seat.

Mr. Vanzandt, by leave, introduced the following bill ;

Which was read three times under a suspension of the constitutional rule and passed :

Bill making appropriations for the pay of the members and officers of the present called session of the Legislature.

Section 1. Be it enacted by the General Assembly of Alabama, That the sum of twenty-five thousand dollars be, and the same is hereby appropriated and set apart out of any money in the treasury not otherwise appropriated, for the pay of the officers and members of the present session of the General Assembly, or so much thereof as may be needed.

Passed—yeas 52, nays none.

Message from the Senate.

SENATE CHAMBER, }
September 19, 1868. }

Mr. Speaker :

The Senate has adopted the following resolution and appointed the following committee, on the said resolution : Messrs. Pennington, Worthy, Bromberg, Whitney and Sibley.

Your obedient servant,

M. P. BLUE,

Secretary.

Resolved, The House concurring, that a committee of five be appointed by the President of the Senate, and nine by the Speaker of the House, to whom shall be referred so much of the Governor's message as relates to registration.

Mr. Hardy moved that the special committee of nine already appointed by the House, be constituted a committee to confer with the one on the part of Senate ;

Carried.

On motion by Mr. Vanzandt, the Senate resolution was adopted.

Mr. Harris offered the following resolution ;

Which, on motion of Mr. Vanzandt, was adopted by acclamation :

Resolved, That the thanks of the House of Representatives

are hereby tendered to the Hon. B. B. McCraw, as speaker of the House, for the able and impartial manner in which he has presided at the late session, and we regret that circumstances have arisen that deprived the House of his services as speaker of the House.

Mr. Vanzandt moved that the House take a recess until 12 M., to enable the committee on internal improvements to make a report at that time ;

Carried.

At 12 M., the House was called together by the speaker.

Mr. Jennings, from the special committee appointed yesterday, to whom was referred the report of the committee on internal improvements, asked for extension of time ;

Granted.

Mr. Vanzandt, by permission, introduced the following bill ;
Which passed its second reading :

A bill to be entitled an act to authorize the publication of the laws of Alabama ;

Mr. Emmons moved that the bill be amended so as to include the acts of the board of education ;

Adopted.

Mr. Chisholm moved as an amendment, that the acts of the Legislature be published in pamphlet form and sent to judges of probate of each county. Tabled.

Mr. Emmons moved to amend by striking out the judges of probate and insert all State and county officers ;

Adopted.

Mr. Malone offered a substitute for the original bill ;

Tabled.

Mr. Reeves moved to amend by striking out the word loyal and inserting after the word "newspapers" in the first section, "and that will publish said acts at the lowest price ;"

Motion was made to table the amendment, when the ayes and nays were called ;

Ayes 40, nays, 14.

Laid on the table.

Mr. Harrington moved, (Mr. Burton in the chair), that the constitutional rule be suspended, and the bill passed upon its final passage. The yeas and nays were called—yeas 39, nays 14.

On motion of Mr. Thompson,

The House adjourned until Monday morning 9 o'clock.

SIXTH DAY.

HOUSE OF REPRESENTATIVES, }
 Monday, September 21, 1868. }

The House met pursuant to adjournment.

Prayer by the chaplain.

Journal read and approved.

Mr. Vanzandt moved that a committee of three be appointed to investigate the claims of Mr. Lawrence to a seat on the floor of the House, from Jones county ;

Carried.

Mr. Stubblefield moved to take from the table the bill to remove the disabilities of Benjamin Boshell ;

Lost.

Mr. Ronayne, by leave—

Introduced the following bill, which was referred to the committee on county roads and county boundaries :

A bill to be entitled an act to repeal an act entitled an act, to form a new county from a portion of Franklin, to be called Colbert.

Mr. Jennings, from the special committee, to whom was referred that portion of the Governor's message relating to internal improvements, made the following report :

To the Honorable House of Representatives :

Your select committee, to whom was referred the bill to amend the law to establish a system of internal improvements in the State of Alabama, have given the same a full and careful consideration, and unanimously and earnestly recommend its passage.

While the State is in no danger of loss by the endorsement required by the bill, it will, in the judgment of your committee, do much to foster and promote every meritorious railroad enterprise in the State which is in a condition to avail itself of the benefits of the bill ; it makes no distinction in favor of or against any railroad.

The Wills Valley Railroad, commencing at Elyton, and extending through a corner of Georgia into Tennessee, is the only railroad in the State now chartered, extending into another State, which is entitled to the benefit of the bill ; hence the provisions of the act relating to roads extending into another State, are from prudential considerations of security to the State, restricted to that road ; leaving any other company which may hereafter spring up in the State, and obtain permission from another State to extend into such State,

to apply to the Legislature upon the merit of its individual enterprise, in every particular, except as to roads extending out of the State. The bill is a general one, applying to every road which can issue first mortgage bonds, and give the guarantees prescribed by the act, and comply with its conditions. The bill is one of merit in which there is no trick designed, and calculated to have a most beneficial operation upon the property and wealth, and social interest of the people of the State.

The General Assembly will, in the judgement of your committee, do itself honor and the State good by its operation.

The arresting of the work of building the Wills Valley Railroad, which was about to be commenced, is the result of inadvertence in the Legislature in August last, and your committee respectfully submit that it behooves the Legislature to make haste to repair the unintentional injury done. We recommend as an amendment to the bill, the striking out from the second section of the words entering upon the construction, and inserting in lieu thereof, "completion of twenty continuous miles."

All of which is respectfully submitted.

E. F. JENNINGS,
Chairman.

On motion of Mr. Vanzandt,

The bill was read a third time and passed.

On motion of Mr. Vanzandt, the House took an informal recess, to be called together by the chair.

At 1 o'clock p. m., the House was called together by the Speaker.

On motion of Mr. Carraway, the bill—

To authorize the publication of the laws of the State of Alabama ;

Was called up, read the third time and passed ;

Yeas 37, nays 15.

Mr. Hart introduced the following resolution :

Resolved, That the sergeant-at-arms be hereby instructed to remove from the capitol any person or persons who are giving away or selling, or who has given away or sold, any liquor, and in case of refusal or remonstrance on the part of the offending person, the sergeant-at-arms is hereby instructed to arrest and imprison him for twenty-four hours.

Mr. Gregory moved to lay the resolution on the table ;

Lost. Ayes 9 ; nays 34.

Mr. Burton offered a substitute for the resolution of Mr.

Hart, which being amended by Mr. Stewart, the whole matter was indefinitely postponed.

Message from the Senate.

SENATE CHAMBER,
September 21, 1868. }

Mr. Speaker :

The Senate has adopted the following memorial to Congress; and has passed the House bill to make appropriations to pay the members and officers of the General Assembly.

M. P. BLUE,
Secretary.

MEMORIAL,

WHEREAS, It has come to the knowledge of this General Assembly, that in many portions of the State, the civil authorities have not yet assumed the discharge of the duties of their respective offices, under the present State government, in consequence of resignations in some cases, and want of time to qualify in others; and,

Whereas, In consequence of the want of such civil organizations in many of the counties of this State, the laws of this State are neither respected nor obeyed, and violence has been committed in many cases upon human life, numbers of peaceable men have been forced to leave their homes, others have been compelled to emigrate from the State; society is fast verging to a state of anarchy; officers have been intimidated from a discharge of their duty, and others have been forced to resign and vacate their offices. There are many other acts of violence that have been committed, growing out of the delay in perfecting the proper civil organizations as aforesaid. We are satisfied that the people and society generally, and the best interests of the whole country, and the cause of peace, law and order in this State, require the immediate protection of the army, a force to be detailed by the President of the United States, under the authority of the Constitution, in such portions of the State as may be hereafter designated. In view of the approaching exciting election, and the abuse of the usual legal restraint thrown around the people on such occasions, and the necessity of such protection as aforesaid, it is, therefore, hereby enacted

By the General Assembly of Alabama, that His Excellency the President of the United States, be, and he is hereby respectfully memorialized to detail a sufficient force for this State, to secure such protection as is indicated above.

2d. That a joint committee of two from the Senate and three from the House, be appointed by the presiding officer of each house, with authority to proceed to Washington city to lay this application before the President, and to negotiate all the necessary details.

3d. That his excellency W. H. Smith, Governor of the State of Alabama, be, and he is hereby respectfully requested to act as a member of said committee, and proceed to Washington city, with full authority to represent Alabama.

Mr. Carraway moved that one hour be set apart for the discussion of the bill, when it be put upon its final passage.

Carried.

Messrs. Reeves and Hubbard spoke against the bill.

Bill passed ; yeas 40, nays 12.

The Chair appointed the following committee :

Messrs. Jennings, Fister and Thweatt.

On motion of Mr. Gregory, the House adjourned until tomorrow morning at 10 o'clock.

SEVENTH DAY.

HOUSE OF REPRESENTATIVES, }
 Tuesday, September 22, 1868. }

House met pursuant to adjournment.

Prayer by the Chaplain.

Journal of yesterday read and approved.

Mr. Jennings introduced the following joint resolution, which was adopted :

Resolved, That a committee of three on the part of the House, the Senate concurring, and two of the Senate, be appointed to wait on the Governor, and confer with him in reference to the transaction of business, other than that specified in his late message.

The Chair appointed the following committee :

Messrs. Jennings, Hardy and Gregory.

Mr. Hubbard introduced the following resolution ;

Which, on motion of Mr. Smith of Morgan, was laid on the table by the following vote :

Yeas 41, nays 10.

Resolution—

Whereas, a joint resolution has been passed by the General Assembly of Alabama, authorizing the appointment of a committee to wait upon the President of the United States, to

procure troops to be detailed for this State, under the pretext to secure and protect an election, and for other purposes indicated in the resolutions; and

Whereas, said resolutions set forth and allege a condition of affairs in this State, which, by the Democratic members in this assembly, is believed to be unfounded in fact, and they so charge; and

Whereas, one object of the resolutions appears to be, to cast the blame for the condition alleged therein to exist in this State upon the Democratic party, or those opposed to the Republican party; and

Whereas, it is of the utmost importance to the interests of this State that her true condition be made known, if that condition is to be published to the world, as done by the resolutions; and

Whereas, this can only be done by having a representation by those who hold that the condition of the State does not justify the allegations of said resolutions, as well as from those who hold they are true; and

Whereas, the committee appointed under said resolutions, in each house of the General Assembly, belong to the Republican party, which charges that the resolutions assert the correct condition of the State; therefore, in order that a free, full and fair representation of the condition of our State may be made at Washington, by the statements and showings of both parties in this State—

Be it resolved by the House of Representatives of the General Assembly of Alabama, the Senate concurring, That there be added to the committee appointed under said resolutions one Democratic member from the House, and one from the Senate, whose rights shall in every respect be the same as that of said committee.

Mr. Neville, by permission, recorded his vote against the memorial.

The following named gentlemen being absent when the vote was taken, by permission recorded their vote in relation to the memorial :

Mr. Harkins	voted.....	Nay.
Mr. Stewart	“	Aye.
Mr. McCally	“	Aye.
Mr. Brewington	“	Aye.
Mr. Bronson	“	Aye.
Mr. Wood	“	Aye.
Mr. Simmons	“	Aye.
Mr. Jones of Tuscaloosa,	voted.....	Aye.

Mr. Richardson, by permission, introduced the following joint resolution, which was passed immediately and sent to the Senate :

Be it Resolved, By the House of Representatives, the Senate concurring, that the word Auditor, as used in the Constitution of Alabama, and the word Comptroller, as used in the Revised Code, be considered synonymous, and used to designate one and the same officer.

SENATE CHAMBER, }
September 22, 1868. }

Mr. Speaker :

The Senate has originated and passed a bill :

To relieve L. C. Edmonds from disability imposed by section 2537 of the Revised Code of Alabama ;

And has passed House bills :

To amend the law establishing a system of internal improvements in the State of Alabama ;

For the relief of J. E. and Mary Ann Caldwell of Dallas county,

M. P. BLUE,
Secretary of Senate.

Mr. Richardson introduced the following bill :

A bill to be entitled an act to amend section 2339 of the Revised Code of Alabama ;

Which was read once and laid over under the rules.

Mr. Alley, by leave, introduced the following bill, which was read once and laid over :

A bill to be entitled an act to declare Elizabeth C. McKenzie, wife of P. R. McKenzie of Macon county, a free dealer ;

Mr. Jones of Tuskaloosa, introduced the following bill, which was read a second time, and referred to a special committee of nine :

A bill to be entitled an act to authorize the consolidation of the North East and South West Railroad Company and the Wills Valley Railroad Company.

The chair appointed the following as the special committee of nine :

Messrs. Jennings, Burton, Jones of Tuskaloosa, Malone, Springfield, Masterson, Thompson, Quinn and Reeves.

Mr. Carraway offered the following amendment :

Which, on motion of Mr. Smith of Morgan, was laid upon the table—ayes 32, nays 25.

Resolved, Provided that said road or roads, when consoli-

dated, shall make no distinction in trains of passengers on account of race, color or previous condition.

MESSAGE FROM THE GOVERNOR.

EXECUTIVE DEPARTMENT, }
STATE OF ALABAMA, }
September 22, 1868. }

Mr. Speaker :

I am directed by the Governor to inform the House of Representatives that he has approved and signed a bill—

To be entitled an act making an appropriation for the pay of the members and officers of the present called session of the General Assembly.

Very respectfully,

D. L. DALTON, Private Secretary.

Mr. Jennings asked and obtained leave of absence for the rest of the session for Mr. Alley on account of sickness.

Mr. Carraway introduced the following resolution :

Resolved, That the chairman of the committee on registration be requested to report to this House at what time they will be ready to report a bill on registration.

Mr. Hubbard introduced the following amendment, which was adopted :

Amend by adding, "and said chairman shall report what progress, if any, has been made in the preparation of the bill, how often they have met, and how long they have deliberated in committee on the bill ;"

The resolution of Mr. Carraway, as amended, was passed.

On motion of Mr. Fister, the House adjourned until tomorrow at 9 o'clock, A. M.

EIGHTH DAY.

HOUSE OF REPRESENTATIVES, }
Wednesday, September 23, 1868. }

House met pursuant to adjournment.

Prayer by the chaplain.

Journal of yesterday was read and approved.

Mr. Kendrick introduced the following bill, which was read under a suspension of the rules a second time, and referred to the judiciary committee :

A bill to be entitled an act for the relief of Anna Stanford of Montgomery county.

Mr. Lore introduced the following bill, which, under a suspension of the rule, was read a second time and referred to to the committee on the judiciary ;

A bill to be entitled an act to make Eliza Ann Morgan of Barbour county a free dealer.

Mr. Wilson introduced the following bills ;

Which, under a suspension of the constitutional rule, were read a second time and referred to the judiciary committee :

A bill to be entitled an act defining the jurisdiction of city magistrates in this State ;

A bill to be entitled an act legalizing the approval of the bonds of county officers and the judges of probate ;

A bill to be entitled an act to repeal article 11, chapter 5, of the Revised Code of Alabama.

Mr. Vanzandt introduced the following bill ;

Which, under a suspension of the constitutional rule, was read a second time and referred to the committee on internal improvements :

A bill to be entitled an act to authorize the court of county commissioners of the counties of Tallapoosa, Shelby, Jefferson, Walker, Winston, Lawrence and Franklin to subscribe to the capital stock of the Savannah and Memphis rail road, and for other purposes therein named.

Mr. Reeves presented the report of the special committee of nine, to whom was referred the bill—

For the consolidation of the North East and South West Railroad and the Wills Valley Railroad. Reported favorably thereon ;

The report was concurred in and the bill read a third time and passed—ayes 62, nays 1.

Message was received from the Governor, as follows :

EXECUTIVE DEPARTMENT, }
STATE OF ALABAMA, }
Montgomery, Sept. 23, 1868.

Mr. Speaker :

I am directed by the Governor to inform the House of Representatives that he has approved and signed a bill to be entitled an act to amend the law to establish a system of internal improvements in the State of Alabama.

Very respectfully,

D. L. DALTON, Private Secretary.

Mr. Mancell introduced a bill—

Which, under a suspension of the constitutional rule, was read a second time and referred to committee on finance :

A bill for the relief of the tax assessor and collector of Jones county.

Senate message :

SENATE CHAMBER, }
September 23, 1868. }

Mr. Speaker :

The Senate has originated and passed the following bills :

A bill to be entitled an act requiring persons to work on public roads ;

A bill to be entitled an act for the relief of laborers and employees ;

A bill to be entitled an act to change the county seat of Russell ;

A bill to be entitled an act to legalize the assessment of a county tax in the county of Greene for the year 1867 ;

A bill to be entitled an act to make Harriet S. Cadenhead and others of Lee county free dealers.

M. P. BLUE,
Secretary.

Mr. Taylor of Chambers, introduced the following bill—

Which was read once :

A bill to be entitled an act to amend section 4225 of the Revised Code of Alabama.

Mr. Malone introduced a bill—

Which was read twice under a suspension of the constitutional rule and referred to the committee on judiciary :

A bill to be entitled an act in reference to the statute of limitations.

Mr. Hardy introduced the following bills—

Which were read once :

A bill to be entitled an act to protect farm laborers ;

A bill to be entitled an act to amend an act therein named ;

A bill to be entitled an act to amend an act therein named ;

A bill to be entitled an act to regulate the fees of the register in chancery for the district composed of Autauga county ;

A bill to be entitled an act to amend the charter of the Alabama Mutual Life Insurance Company.

Mr. Carraway moved that 100 copies of the two bills (en-

titled an act to amend an act therein named) introduced by Mr. Hardy, be printed. Carried.

Mr. Simmons, a bill—

Which was read once :

To be entitled an act to amend section 4094 of the Revised Code, and for other purposes.

Mr. Baker introduced the following bills—

Which, under a suspension of the constitutional rule, were read twice and referred to the committee on local legislation :

A bill for the relief of John A. Knight of Autauga county;

A bill for the relief of Peter Tatum of Autauga county.

Mr. Turner, a bill—

Which was read once, as follows :

A bill for the relief of Thomas Jackson of Elmore county.

Mr. Dereen introduced the following bills—

Which were read once :

A bill to be entitled an act to authorize county solicitors to enter a *nolle prosequi* in certain cases ;

A bill to be entitled an act to prevent the carrying of certain weapons, concealed or otherwise, at public political assemblages within the State of Alabama ;

A bill to be entitled an act to amend section 4343, chapter 4, title 3, part 4, of the Revised Code of Alabama.

Mr. Smith of Morgan introduced the following bill ;

Which, by a suspension of the rule, was read a second time and referred to the committee on local legislation :

A bill to be entitled an act for the relief of Wm. Stringer of Macon county.

Mr. Gregory introduced the following bill, which was read a second time ;

When, on motion of Mr. Hart, it was laid on the table :

A bill for the relief of Morgan Brewer of Macon county, Alabama.

Mr. Tucker of Lee introduced a bill as follows :

A bill to be entitled an act for the better protection of widows and orphans of the State of Alabama,

Mr. Stewart introduced the following bills, which were read once :

An act to amend an act entitled an act to regulate the publication of legal and other notices in the State of Alabama ;

An act to alter and amend an act approved August 1, 1868, entitled an act to regulate the execution and approval of the official bonds of the State and county officers elected at the election held on the 4th, 5th, 6th, 7th and 8th days of Feb-

ruary, 1868, and to declare which of said officers shall execute such bond ;

A bill to be entitled an act to amend section 4068, article 1st, chapter 8, title 3, part 4, page 757 of the Revised Code.

Mr. Hubbard, a bill, which was read once :

A bill to be entitled an act to make J. H. Crowder a citizen of Pike county, and so to change the boundary line between Bullock and Pike counties as to effect that object.

Mr. Hubbard, a bill—

Which, by a suspension of the rule, was read 1st, 2d and 3d times, and passed :

A bill to be entitled an act to legalize the acts, contracts, suits and transactions to which Quintus P. Silver, a minor of Pike county, may hereafter be a party.

The hour of 12 M. having arrived, on motion of Mr. Malone—

The regular order of business was suspended, and the call of the counties resumed.

Mr. Childress, a bill, as follows ; read once :

A bill to be entitled an act to declare Mrs. Eliza J. Smoots a free dealer.

Mr. Corprew, a bill ; read once :

A bill to be entitled an act to make Elizabeth Jane Edwards, wife of Thomas Edwards of Tallapoosa county, a free dealer.

Mr. Richardson, a bill ; read once :

A bill to be entitled an act to allow the court of county commissioners of Wilcox county to levy a tax greater than 50 per cent. on the State tax.

Mr. Carraway introduced the following bill, which was read once :

A bill to be entitled an act in relation to free dealers.

Message from the Senate.

SENATE CHAMBER,)
Sept. 24th, 1868.)

Mr. Speaker :

The Senate has passed the following House bill :

A bill to to be entitled an act to establish the Masonic Home in the county of Chambers.

M. P. BLUE,
Secretary of Senate.

Mr. Hardy, chairman of joint committee on registration on the part of the House, made a report ;

Which was accepted.

Mr. Richardson, from the committee on roads and highways, to whom was referred the bill to allow W. G. Cain to establish a ferry across the Tallapoosa river, reported favorably thereto, with the following amendment :

Sec. 4. That the court of county commissioners of Elmore county have, and it is made their duty, at their first meeting after the passage and approval of this act, and annually at their first meeting after the first of January in each year, to fix the rates of toll and ferriage ; but in no case shall any charge be made for the freight, baggage or passengers with which any wagon or vehicle may be loaded.

The bill, as amended, was passed.

On motion of Mr. Stubblefield, the House adjourned until 9 o'clock to-morrow.

NINTH DAY.

HOUSE OF REPRESENTATIVES, }
Thursday, September 24, 1868. }

House met pursuant to adjournment.

Prayer by the Chaplain.

Journal of yesterday read and approved.

The House proceeded to take up, in their order, the bills of yesterday which had been read once.

Mr. Stewart, a bill—

To amend an act entitled an act to regulate the publication of legal and other notices in this State.

Read the second time, and referred to the committee on printing.

Mr. Foster, a bill—withdrawn.

Mr. Springfield, from the committee to whom was referred the claims of Mr. Lawrence to a seat upon the floor of the House, reported adversely thereto.

The report of the committee was received.

Mr. Stewart, a bill—

To be entitled an act to amend section 4063, article 1, chapter 8, title 3, part 4, page 757, of the Revised Code.

Read the second time, and referred to the judiciary committee.

A bill—

To be entitled an act to prevent the carrying of certain weapons, concealed or otherwise, at public political assemblages within the State ;

Laid on the table.

A bill—

To be entitled an act to amend section 4094 of the Revised Code, and for other purposes ;

Read the second time, and referred to the committee on corporations.

A bill—

To be entitled an act to alter and amend an act approved August 1, 1868, &c. ;

Read the second time, and referred to the committee on the judiciary.

A bill to amend an act therein named ;

Mr. Carraway moved to suspend the rule, that the bill be read a third time ;

Mr. Stewart moved to lay on the table ;

Lost.

Mr. Reeves called for the ayes and nays on the suspension of the rules—ayes 42, nays 17.

On motion of Mr. Simmons, the committee was instructed to report to-morrow at 11 o'clock, A. M.

A bill to amend section 4224 of the Revised Code of Alabama ;

Read second time and referred to the judiciary committee:

A bill to declare Mrs. Eliza Smoot a free-dealer ;

Read second time and referred to committee on local legislation.

A bill to make Elizabeth Jane Edwards a free-dealer ;

Read second time and referred to the same committee.

A bill to allow the county commissioners of Wilcox county to levy a certain tax ;

Read second time and referred to the committee on ways and means.

A bill in relation to free-dealers ;

Read second time and tabled.

A bill to make J. H. Crowder a citizen of Pike county ;

Read second time and referred to the committee on county boundaries.

A bill to authorize county solicitors to enter "*nolle prosequi*;"

Read second time and referred to the judiciary committee.

A bill to amend the charter of the Alabama Mutual Insurance company of Selma ;

Read second time and referred to committee on corporations

A bill to regulate the fees of register in chancery of Autauga county ;

A bill to amend section 2339 of the Revised Code of Alabama ;

Read second time and amended—

Amendment adopted, and referred to the judiciary committee, with instructions to report thereon to-morrow, at 10 o'clock.

A bill to protect farm laborers ;

Read second time and referred to the judiciary committee.

A bill to declare Elizabeth McKenzie a free-dealer ;

Read second time and referred to the committee on local legislation.

A bill to amend section 4343, chapter 14, title 3, part 4, of the Revised Code ;

Read second time and referred to the judiciary committee.

A bill for the relief of Thomas Jackson, of Elmore county ;

Read second time and referred to the judiciary committee.

Mr. Quinn—

A bill for the relief of Elisha B. Lott, tax collector of Mobile county ;

Read once and laid over until to-morrow.

Mr. Wilson—

A bill to amend section 1231 of the Revised Code of Alabama ;

Read once, and laid over.

Mr. Hawkins—

A bill to confer equitable jurisdiction on the circuit court in cases of divorce, &c. ;

Read once, and laid over.

Mr. Daniel—

A bill for the relief of Andrew Smith, of Marshall county ;

Read once, and laid over.

Mr. Carraway—

A bill to repeal sub-divisions 11 and 15 of sections 436 of the Revised Code ;

Read once, and laid over.

Mr. Hubbard—

A bill to amend section 253 of the Revised Code

Read once, and laid over.

Mr. Hubbard—

A bill to regulate the elections of chancellors ;

Read once, and laid over.

Message from the Senate :

SENATE CHAMBER,
September 24, 1868. }

Mr. Speaker :

The following bills, originating in the Senate, have been acted upon, and passed :

A bill for the relief of Reddin Garrison and Salina E. Garrison ;

A bill to regulate proceedings in civil suits, where certain papers are lost and destroyed ;

A bill to protect the elected and appointed officers of the State of Alabama ;

House bill to authorize the consolidation of the N. E. and S. W. Alabama Railroad company with the Wills Valley Railroad company, &c ;

For the relief of C. A. Spangenberg, acting jailor of Choctaw county ;

To authorize the consolidation of the Alabama and Florida Railroad company and the Mobile and Great Northern Railroad company ;

Joint resolution that no person shall be allowed to sell or give away any spirituous liquors in or about the capitol.

M. P. BLUE, Secretary.

Mr. Hubbard, a bill to amend section 219 of the Revised Code ;

Read once, and laid over,

Mr. Tyner, a bill—

For the relief of Sarah Byrd, of Russell county ;

Read once, and laid over.

Mr. Childress, a bill—

For the relief of W. B. Hammet of Talladega county ;

Read once, and laid over.

Mr. Corprew the following bills, which were read once, and laid over until to-morrow :

For the relief of Elenora Shockley of Tallapoosa county ;

For the relief of W. J. Mays, of Tallapoosa county ;

For the relief of James E. Carter, of Tallapoosa county ;

For the relief of John F. Johnston, of Tallapoosa county.

Mr. Jones, of Tuscaloosa, a bill—

For the relief of the tax assessor and tax collector of Tuscaloosa county ;

Read once and laid over.

Mr. Stubblefield, a bill—

To authorize the commissioners court of Walker county to issue treasury notes or bonds for the purpose of building a new court house and completing the jail ;

Read once.

Mr. Neville, a bill—

To repeal sections 3218 and 3219 of the Revised Code of Alabama ;

Read once, and laid over.

On motion of Mr. Dereen,

The Senate bill to legalize the assessment of county tax, &c.;

Was taken up, and read once.

On motion of Mr. Wilson,

The Senate joint resolution for the removal of injunction on the school fund, was taken up, and read once.

The following Senate bills were taken up, and read once :

To relieve Lucy Clark Edwards, &c. ;

To make Harriet Cadenhead and others free dealers ;

For the relief of laborers and employers ;

To enforce the laws requiring persons to work on public roads.

Joint resolution in relation to selling and giving away spirituous liquors in the capitol ;

Was adopted.

A message was received from the Senate, as follows :

SENATE CHAMBER, }
September 24, 1868. }

Mr. Speaker :

The Senate has originated and passed a bill of the following title :

For the relief of Susan Ann Bradley of Lowndes county.

Respectfully,

M. P. BLUE,
Secretary.

Mr. Hardy, from the special committee, reported progress.
Report received.

Senate bill—

For the relief of Reddin Garrison and Salina E. Garrison ;

Read once, and laid over.

Message from the Senate.

SENATE CHAMBER, }
 September 24, 1868. }

Mr. Speaker :

The Senate has originated and passed bill :

For the relief of the estate of Matilda Houston, deceased.

M. P. BLUE,
 Secretary.

Bill to regulate proceedings in civil suits where certain papers are lost, &c. ;

Read once, and laid over.

A bill to protect the elected and appointed officers of the State of Alabama ;

Read once.

A bill for the relief of C. A. Spangenberg, acting jailor of Choctaw county ;

Read once.

A bill for the relief of the estate of Matilda Houston ;

Read once, &c.

A bill to authorize the consolidation of the North East and South West Railroad Company with the Wills Valley Railroad Company; and to provide for the organization of the corporation formed by such consolidation, and to give it the benefit of the State's endorsement of its bonds, and to regulate the said consolidation ;

Read once and laid on the table.

The clerk announced the names of the committees as altered, and on motion of Mr. Malone one hundred copies were ordered to be printed.

The House then adjourned until 9 o'clock, A. M., to-morrow.

TENTH DAY.

HOUSE OF REPRESENTATIVES, }
 September 25, 1868. }

House met pursuant to adjournment.

There being no quorum present the House took a recess of one hour and a half to allow the committees to meet.

At the expiration of that time the House was called to order by the speaker.

Prayer by the Chaplain.

Journal was read and approved.

The following House bills were taken up, read a second time and referred to their respective committees :

A bill to repeal sections 3218 and 3219 of the Revised Code of Alabama ;

Read a second time and referred to the judiciary committee ;

A bill for the relief of John Y. Johnston of Tallapoosa county ;

Read a second time and referred to the committee on local legislation ;

A bill for the relief of James E. Carter of Tallapoosa county ;

Read a second time and referred to committee on local legislation.

A bill for the relief of W. J. Mays of Tallapoosa ;

Read a second time and referred to committee on local legislation.

A bill for the relief of Elmira Shockley of Tallapoosa county ;

Read a second time and referred to committee on local legislation.

A bill for the relief of W. B. Hammett of Talladega county ;

Read a second time and referred to judiciary committee.

A bill for the relief of Sarah Byrd of Russell county ;

Read a second time and referred to committee on local legislation.

A bill to amend section 282 of the Revised Code ;

Read a second time and referred to the judiciary committee.

A bill for the relief of Elisha B. Lott, tax collector of Mobile county ;

Read a second time and referred to the committee on local legislation.

A bill to confer equitable jurisdiction on circuit courts in cases of divorce ;

Read a second time and referred to judiciary committee.

A bill to amend section 1231 of the Revised Code of Alabama ;

Read a second time and laid on the table.

Message from the Senate as follows :

SENATE CHAMBER,
September 25, 1868. }

Mr. Speaker :

The Senate has originated and passed the following bills :

A bill for the relief of Willis C. Moody, judge of probate of Pike county ;

Daniel Reid, judge of probate of Lee county ;

And Thomas Cottle of Jones county ;

And has passed as herein amended, House bill—

To facilitate the collection of taxes.

M. P. BLUE,

Secretary of Senate.

A bill for the relief of Andrew Smith of Marshall county ;

Read a second time and referred to the committee on local legislation.

A bill to regulate the election of chancellors ;

Read a second time and referred to the judiciary committee.

A bill to amend section 253 of the Revised Code of Alabama ;

Read a second time and referred to the judiciary committee.

A bill to repeal sub-divisions 11 and 15 of section 436 of the Revised Code of Alabama ;

Read a second time and referred to the judiciary committee.

A bill for the relief of tax assessor and tax collector of Tuskaloosa county ;

Read a second time and referred to the committee on local legislation.

A bill to authorize the commissioners court of Walker county to issue treasury notes or bonds for the purpose of building a new court house and completing the jail ;

Read a second time and referred to the committee on local legislation.

Senate bills—

A bill for the relief of Susan Bradley of Lowndes county ;

Read a second time and referred to the committee on local legislation.

A bill for the relief of the estate of Matilda Houston, deceased ;

Read a second time and referred to the committee on local legislation.

A bill for the relief of C. N. Spangenberg, acting jailor of Choctaw county ;

Read a second time and referred to the committee on local legislation.

A bill to protect elected and appointed officers of the State of Alabama ;

Read a second time and referred to the judiciary committee.

A bill to regulate proceedings in civil suits where certain papers are lost or destroyed ;

Read a second time and referred to the committee on local legislation.

A bill for the relief of Reddin Garrison and Salina E. Garrison ;

Read a second time and referred to the committee on local legislation.

A bill to enforce the laws requiring persons to work on public roads ;

Read a second time and referred to the committee on roads and highways, with amendments.

A bill for the relief of laborers and employees ;

Read a second time and referred to the judiciary committee.

A bill to change the county seat of Russell county ;

Read a second time,

When Mr. Richardson offered the following amendment :

Which was adopted :

Provided, that the matter of removal aforesaid shall be left to the discretion of the probate judge of said county, to remove as aforesaid or not, as to him may seem necessary ;

Mr. Carraway offered the following amendment to the original bill :

Which was laid on the table.

Provided, that said judge of probate give public notice at least thirty days before he can proceed to remove the county court.

Mr. Springfield presented the memorial of Mr. Lawrence, claiming the seat now filled by Mr. Harkins :

Which, on motion of Mr. Springfield, was referred to a special committee of five.

Indefinite leave of absence was granted to Mr. Mancell.

Leave of absence was granted Mr. Hubbard until Tuesday next.

Leave of absence was granted Mr. Gregory until Monday next.

Mr. Hardy, from the special committee, reported two bills which were received, and on motion of Mr. Vanzandt, one hundred and fifty copies ordered to be printed.

A bill to regulate the elections in this State ;

Read once.

A bill for the registration of the qualified voters of this State ;

Read once.

Message from the Senate :

SENATE CHAMBER, }
September 25, 1868.

Mr. Speaker :

The Senate has originated and passed bill of the following title :

A bill to be entitled an act to legalize the election held in Coffee county.

M. P. BLUE,
Secretary.

The House adjourned until 9 o'clock to-morrow.

ELEVENTH DAY.

HOUSE OF REPRESENTATIVES, }
Saturday, Sept. 26, 1868. }

House met pursuant to adjournment.

Prayer by the chaplain.

Journal read and approved.

On motion of Mr. Hart—

The call of the counties was suspended, and the following bill introduced ;

Which was read a second time and referred to the committee on education :

A bill to be entitled an act to legalize the action of the superintendent of education of the city and county of Mobile, in appointing a board of school commissioners of said city and county, and to approve the acts of the board of education, passed at the late session in reference to said city and county of Mobile ;

Mr. Reeves—

A bill, which was read a first and second time, and under a suspension of the rule, read a third time and passed.

Mr. Carraway, from the special committee, made the following report ;

Which was adopted, and the committee discharged :

To the Hon. the Speaker of the House of Representatives :

Your committee having during recess investigated the operations of the association known as Tuskaloosa Scientific Art Association, beg leave to report, that the said association

has complied, and from all indications will faithfully comply, with the requirements of its charter of incorporation. It has afforded great aid to the cause of public education, science and agriculture; and this has been done out of the capital of the association, as the earnings have thus far been absorbed by the expenditures.

The University Medical College, State Agricultural Fair, the raising of stock and the orphan schools, without distinction of races, has each received evidence of the liberal spirit that pervades the operations of the charter. Your committee beg leave to be discharged.

Mr. Daniel—

A bill, read first, second and third time under a suspension of the constitutional rule, and passed.

On motion of Mr. Hardy—

The engrossed House bill for the relief of Elizabeth and Benjamin Boshell,

Was taken up—

Read a third time and laid on the table.

Mr. Walker—

A bill for the relief of W. D. C. Scraff and wife, of Hale county;

Read once.

Mr. Hardy, a bill—

For the appointment of a committee on revenue;

Read first and second time, and referred to the judiciary committee.

Mr. Brewington—

A bill for the relief of Sidney Bicker, of Lowndes county;

Read first and second time, and referred to committee on accounts and claims.

Mr. Baker—

A bill to prevent the killing of does and fawns in Autauga county, except during the months of November and December;

Read the first and second time, and referred to the committee on local legislation.

Mr. Lewis—

A bill to secure to agricultural laborers payment for their labor;

Read first and second time, and referred to the special committee of five, as follows:

Messrs. Burton, Hardy, Tucker, Shaw and Lewis.

Mr. Wilson—

A bill to incorporate the Gulf City Institute;

Read first and second time, and referred to the committee on education.

Mr. Shaw—

A bill to allow mileage to sergeant-at-arms of the Senate and House of Representatives of the General Assembly of Alabama;

Read first and second time, and referred to the committee on fees and salaries.

Mr. Hardy reported favorably on a bill legalizing the approval of the bonds of county officers;

Bill read a third time and passed.

Mr. Hardy, from committee on judiciary, reported favorably on the bill, as amended—

To amend section 4224 of the Revised Code of Alabama;

Mr. Hardy, from the judiciary committee, reported adversely to bill—

To define the jurisdiction of city magistrates in this State;

Mr. Hardy, from the committee on judiciary, reported adversely on bill—

To make Ann Eliza Morgan a free dealer;

Mr. Hardy, from judiciary committee, reported adversely to the bill—

To regulate the fees of registers in chancery of Autauga county;

Which were concurred in.

Mr. Kendrick, by leave, introduced a bill—

For the relief of Lucinda Ellinger of Bibb county;

Which was read twice under a suspension of the constitutional rule and referred to the judiciary committee.

On motion of Mr. Dereen,

The Senate engrossed bill to legalize the assessment of county tax in the county of Greene for the year 1867;

Was taken up, read second and third time and passed.

Mr. Hart, a bill to amend section 2877 of the Revised Code;

Read first and second time, and withdrawn.

Message from Senate :

SENATE CHAMBER, }
September 26, 1868. }

Mr. Speaker :

The Senate has originated and passed the following bills :

To establish a ferry on the Tennessee river ;

To form a new county to be called the county of Sanford ;

To incorporate the town of Scottsboro, in Jackson county;
 To amend sections 4377 and 4390 of the Revised Code ;
 To repeal an ordinance to establish the new county to be
 called the county of Baine.

M. P. BLUE,
 Secretary of the Senate.

Mr. Vanzandt, from special committee, made the following
 report ;

Which was adopted :

Your committee, to whom was referred the matter of E.
 W. Lawrence, contesting the seat of J. T. Harkins, of the
 county of Fayette, beg leave to make the following report,
 to-wit :

Having carefully examined the official returns of an election
 held on the 4th day of February, 1868, in the county of Fay-
 ette for representative in the lower House of the General As-
 sembly, of the State of Alabama, find that there were two
 candidates for said office in the said county of Fayette. We
 also find, that the names of said candidates were E. W. Law-
 rence and J. T. Harkins. We further find that there were
 polled at said election six hundred and sixty-seven votes for
 representative, of which E. W. Lawrence received 376, and
 J. T. Harkins received 291, making the majority of votes in
 favor of said E. W. Lawrence, 85. In view of these facts, we,
 your committee, are of the opinion that said E. W. Lawrence
 is legally entitled to the seat in the House of Representatives
 now occupied by the said J. T. Harkins.

JAMES VANZANDT,
 Chairman.

Mr. Reeves called for the yeas and nays on the adoption of
 the report :

AYES—Messrs. Armstrong, Ard, Austin, Attaway, Baker,
 Bell, Blandon, Brewington, Burton, Childress, Cox, Daniel,
 Emmons, Hardy, Harris, Hart, Holman, Houston, Kendrick,
 Kennemer, Lewis, Lore, McCalley, Newsom, Page, Quinn,
 Richardson, Ronayne, Rose, Speed, Simmons, Smith, Tuck-
 er, Vanzandt, White, Williams, and Wilson—37.

NAYS—Messrs. Chisholm, Dereen, Doster, Inge, Master-
 son, Mastin, Neville, Ninninger, Reeves, Rice, Shaw, Stewart,
 Stubblefield, Thompson, Tompkins, Turner, Tyner, Walker
 and Wood—20.

On motion of Mr. Hardy,

The Senate bill to legalize the election held in Coffee county, was taken up ;

Read first, second and third times, and passed.

Mr. Hardy—

A bill for the publication of legal and other notices ;

Reported favorably.

Report received.

Mr. Turner offered the following resolution ; which was amended by Mr. Quinn, by striking out "colored":

Whereas, it has been pleasing to Almighty God to remove, by death, from amongst us, our fellow legislator, the honorable Thomas Lee of Perry county, member of this Legislature ; and whereas, it has been the invariable custom of all legislative bodies to notice the demise of its members in a suitable way—

Be it therefore resolved, as a mark of respect, the representative branch of this General Assembly do now adjourn until Monday morning next at 10 o'clock.

The House adjourned to meet at 10 A. M. Monday.

TWELFTH DAY.

HOUSE OF REPRESENTATIVES, }
Monday, September 28, 1868. }

House met pursuant to adjournment.

Prayer by the Chaplain

Journal read and approved.

On motion of Mr. Simmons—

The regular order of business was suspended, and the vote by which Mr. Harkins was deprived of his seat was reconsidered.

On motion of Mr. Neville, the report of the committee was recommitted to the committee, with instructions to report a resolution embodying that report.

Messrs. Vanzandt and Simmons were, by permission of the House, excused from further serving on the committee, and the Chair appointed in their place, Messrs. Dereen and Gregory.

Mr. Vanzandt—

A bill to regulate elections in this State :

Read second time, and made the special order for to-morrow at 10 o'clock.

Mr. Baker—

A bill for the relief of Mary Ann Hoover of Autauga county ;

Read once.

Mr. Hill—

A bill for the relief of debtors, and for the adjustment of debts upon principles of equity ;

Read once.

Mr. Wilson—

A bill regulating and defining the duties of notaries public ;

Read once.

Mr. Hardy—

A bill to extend the collection of taxes of Dallas county ;

Read once.

Mr. Turner called up House bill to facilitate the collection of taxes.

The Senate amendment was concurred in.

Mr. Harkins—

A bill to transfer divorce cases from the ninth district, middle division, to the circuit court ;

Read once.

Mr. Simmons—

A bill to repeal an act to compel the late officers of Colbert county to deliver over to the duly elected and qualified officers of Franklin county all moneys, books, papers and property now in the hands of said officers.

Read first and second times, and referred to committee on privileges and elections.

Mr. Simmons—

A bill to repeal an ordinance of the late convention ;

Read first and second times, and referred to committee on counties and county boundaries.

Mr. Wood—

A bill to prevent the killing of game in certain seasons, in this State ;

Read once.

Mr. Springfield—

A bill for the relief of insolvent tax-payers for year 1867 ;

Read once.

Mr. Vanzandt asked for and obtained leave of absence for Mr. Corprew of Coosa county.

REPORTS OF STANDING COMMITTEES.

Mr. Hardy, from the judiciary committee, reported on the following bill :

A bill to confer equitable jurisdiction on circuit courts in case of divorce; favorably.

Report concurred in.

A bill to repeal sections 3218 and 4219 of the Code; favorably.

Report concurred in.

A bill to permit W. B. Hammett to practice medicine and collect fees for the same; favorably.

Concurred in.

A bill to repeal subdivisions 11 and 16 of section 436 of the Revised Code of Alabama; favorably.

Concurred in.

A bill for the relief of Anna Stanford, of Montgomery county, a substitute;

Which was adopted.

A bill to authorize county solicitors to enter a *nolle prosequi* in certain cases; adversely;

Concurred in.

Mr. Richardson, a bill—

For the protection of the State of Alabama for certain school lands that have or may hereafter be sold;

Which was read three times under a suspension of the constitutional rule and passed.

Message from the Senate.

SENATE CHAMBER, }
September 28, 1868. }

Mr. Speaker :

The Senate has originated and passed the following bills:

To amend section 7 of an act entitled an act to empower the Governor to appoint notaries public, &c.;

To change the name of Jones county, formerly Covington, back to Covington county;

To repeal an act, approved December 18, 1860, amendatory of an act to locate the seat of justice of Jackson county;

For the relief of E. B. Lott, tax collector of the county of Mobile;

House bill to change the place of holding elections in district No. 15, Jackson county;

Joint resolution to elect a State Printer.

Very respectfully

Your obedient serv't,

M. P. BLUE,

Secretary.

Mr. Ard, a bill—

To amend an ordinance to relieve insolvent debtors, passed December 6, 1867 ;

Read once.

Mr. Emmons, a bill—

To establish a new charter for the city of Selma ;

Was read a second time and referred to the committee on local legislation.

Mr. Emmons, a bill—

To confirm the right of the city council of Selma to collect wharfage ;

Was read twice under a suspension of the constitutional rule and referred to the committee on local legislation.

HOUSE BILLS ON FIRST READING.

Mr. Walker, a bill—

For the relief of W. D. C. Scraff and wife, of the county of Hale ;

Read three times under a suspension of the constitutional rule, and lost.

Mr. Hart, a bill—

To amend section 2877 of the Code ;

Read three times under a suspension of the constitutional rule and passed. Bill certified and sent to Senate.

Mr. Thompson, a bill—

To extend the time allowed by law for certain officers therein named to make and file their official bonds ;

Read three times and passed.

Message from the Senate :

SENATE CHAMBER,
September 23, 1868. }

Mr. Speaker :

The Senate has amended and passed the House bill—

To amend sections 13, 14 and 15 of act in relation to the chancery courts in Alabama.

Very respectfully,

Your obedient servant,

M. P. BLUE,

Secretary of Senate.

Mr. Stewart called up a bill—

To regulate the publication of legal and other notices ;

Read third time and passed. Certified to and sent to the Senate.

Yeas and nays being called on printing bill, resulted as follows : yeas 26, nays 10.

The House then adjourned until 9 o'clock to-morrow.

THIRTEENTH DAY.

HOUSE OF REPRESENTATIVES, }
Thursday, September 29, 1868. }

House met pursuant to adjournment.

Prayer by the chaplain.

Journal of yesterday was read and approved.

On motion of Mr. Vanzandt,

The Senate resolution for the election of a State Printer,

Was taken up ;

Resolution was adopted. Certified to and sent to the Senate.

Mr. Burton, from the special committee to whom was referred the bill for the protection of agricultural laborers, reported a bill with an amendment.

The whole was recommitted to the committee for further amendment.

Mr. Neville called up the Senate bill—

To create the new county of Sanford ;

Read once.

Mr. Dereen, from committee to whom was referred the matter of contested election between Messrs. Harkins and Lawrence, made the following report :

Mr. Speaker :

A majority of your committee, to whom was referred a memorial from E. W. Lawrence, contesting the seat of J. T. Harkins of the county of Fayette.

A majority of your committee, to whom was referred a memorial from E. W. Lawrence, claiming a seat in this House as a representative from Fayette county, would respectfully submit that they have had the same under consideration, and have directed me to report, that they have examined the official returns of an election held in the county of Fayette, on the 4th day of February, 1868, and find that there were four (4) candidates run for representative in the General Assembly of this State, neither of whom were E. W. Lawrence, and

that J. T. Harkins received a plurality of all the votes cast at said election for representative in the General Assembly.

Your committee further find, upon examination of a return of an election held in a territory, purporting to be the county of Jones, in this State, which county is not recognized by the constitution of the State, and which comprises portions of Fayette and Marion counties, that two candidates were run for representative in the General Assembly, and that E. H. Lawrence received a majority of all the votes cast in said territory, for representative in the General Assembly.

Your committee found nothing of an official nature to show how many votes said Lawrence received in that part of Fayette county which formed a part of the county of Jones—therefore, your committee cannot say whether the said Lawrence received a plurality of all the votes cast in the county of Fayette, but are certain that he did not receive a majority as he claims. There was no evidence adduced before the committee to show how many votes Mr. Lawrence received in Fayette county, except his own statement and that of the chairman of registration, which evidence was conflicting, and not of a positive nature, and which, in the opinion of your committee, was not sufficient to entitle said Lawrence to a seat on this floor.

Your committee have directed me to lay these facts before the House for any action in the matter they may deem proper to exercise, as they do not feel, under the circumstances herein set forth, competent to take a definite action in the case.

JNO. W. DEREEN, Chairman.

OVIDE GREGORY,

W. T. STUBBLEFIELD.

Mr. Malone moved the adoption of the majority report. Ayes and nays were called—ayes 21, nays 25.

On motion of Mr. Vanzandt—

The bill to regulate elections in this State was taken up—when the House proceeded to discuss and amend it by sections.

Message from the Senate.

SENATE CHAMBER, }
September 29, 1868. }

Mr. Speaker :

The Senate has originated and passed the following bills :

A bill to be entitled an act for the relief of W. T. Kirk, of Jackson county ;

House bill—

To be entitled an act to extend the time allowed by law for certain officers therein named, to make and file their official bond ;

And has amended and adopted the following joint resolution :

Be it resolved by the House, (the Senate concurring,) that the words auditor and comptroller, used in the constitution of Alabama, be construed as synonymous.

Your obedient servant,

M. P. BLUE,

Secretary.

On motion of Mr. Malone, the House took a recess of ten minutes.

On reassembling, the two Houses met together in the Hall of the House of Representatives and proceeded to the election of State printer.

Mr. Hart put in nomination J. G. Stokes & Co.

On the ayes and nays being called, the vote stood as follows :

Those who voted for Stokes in the Senate were, Messrs. Barr, Bromberg, Buckley, Farden, Foster, Johnston, King, Lambert, Malone, McAfee, Martin, Morton, Oliver, Pennington, Richards, Royal, Sanford, Sevier, Sibley, Whitney—22.

Those who voted for Mr. Stokes in the House were, Messrs. Armstrong, Ard, Alston, Attaway, Baker, Bell, Blandon, Brewington, Burton, Carraway, Chisholm, Cox, Daniel, Deeren, Doster, Drawn, Emmons, Greene, Gregory, Hardy, Harris, Hart, Holman, Honston, Inge, Jones of Tuscaloosa, Kendrick, Kennemer, Lewis, Lore, Masterson, Mastin, Malone, McCalley, Page, Quinn, Rice, Richardson, Ronayne, Rose, Sanford, Shaw, Speed, Simmons, Springfield, Smith, Stewart, Stubblefield, Taylor of Chambers, Thompson, Tucker, Turner, Vanzandt, Weaver, White, Williams, Wilson Wood and Mr. Speaker—68.

Mr. Stokes was therefore declared State printer.

The Senate then adjourned to their Hall, when—

The House resumed the consideration of the bill to regulate elections in this State.

House adjourned till 9 o'clock to-morrow morning.

FOURTEENTH DAY.

HOUSE OF REPRESENTATIVES, }
 Wednesday, September 30, 1868. }

House met pursuant to adjournment.

Prayer by the Chaplain.

Journal of yesterday read and approved.

On motion of Mr. Springfield, the regular order of business was suspended, and the minority report of the special committee in the contested election case was taken up and adopted.

The yeas and nays were called for.

Those who voted for the adoption of the report, were—

Messrs. Baker, Blandon, Brewington, Childress, Cox, Daniel, Diggs, Emmons, Greene, Hardy, Harris, Hart, Houston, Jones of Madison, Kendrick, Kennemer, Lore, McCally, Ninninger, Page, Ronayne, Rose, Simmons, Springfield, Smith, Tucker, Vanzandt, Weaver, White, Wilson—30.

Those who voted against the adoption of the resolution were—

Messrs. Alley, Bronson, Burton, Chisholm, Dereen, Doster, Hubbard, Masterson, Mastin, Malone, Neville, Reeves, Rice, Stubblefield, Tompkins, Turner, Tyner, Walker, Wood and Yates—20.

On motion of Mr. Springfield, Mr. Lawrence was sworn in, and took his seat.

Senate message:

SENATE CHAMBER, }
 Sept. 30, 1868. }

Mr. Speaker :

The Senate has originated and adopted the following joint resolution.

M. P. BLUE, Sec'y of Senate.

JOINT RESOLUTION.

Be it resolved by the Senate, the House concurring, That a joint committee be appointed of two by the President of the Senate, and three by the Speaker of the House, whose duty it shall be to take into consideration all the law in the Code, and bill passed last session of General Assembly in ref-

erence to the duties, powers and appointment of notaries public, and other officers.

Message from the Senate.

SENATE CHAMBER, }
Sept. 30, 1868. }

Mr. Speaker:

The Senate has originated and passed the following bills :

For the relief of John C. Jolly of Coffee county, as late overseer of the roads therein ;

For the relief of Sarah A. Blelock of the county of Lee.
M. P. BLUE, Sec'y of Senate.

Mr. Hubbard—

A bill to incorporate the Marion Fire Company of Perry county ;

Read once.

Mr. Stewart, from committee on education, reported favorably upon the following bill :

In relation to educational matters in the city and county of Mobile.

Read third time, and passed.

Mr. Hardy, from the judiciary committee, made the following report :

A bill for the relief of Lucinda Ellinger of Bibb county ; favorably.

Report concurred in.

A bill to amend section 4343, chapter 14, title 3, part 4, of the Revised Code ; favorably.

Report concurred in.

A bill to give force and effect to liens in favor of agricultural laborers ; favorably.

Report concurred in.

A bill for the relief of McClung and Jacques ; favorably.

On motion of Mr. Vanzandt, the bill for the relief of McClung and Jacques was laid on the table.

Mr. Vanzandt withdrew his motion ;

When, on motion of Mr. Hart, the rules were suspended, and the bill put on its third reading and final passage.

The yeas and nays were called for.

Those who voted for the bill were :

Messrs. Boyle, Cnisholm, Hardy, Hubbard, Inge, Mastin, Neville, Reeves, Rose, Walker, Speaker—10.

Those who voted against the bill were :

Messrs. Alley, Ard, Alston, Attaway, Baker, Bell, Blandon, Brewington, Bronson, Burton, Carraway, Cox, Daniel, Diggs, Doster, Drawn, Emmons, Greene, Gregory, Harris, Hart, Holman, Houston, Jones of Tuskaloosa, Kendrick, Kennemer, Lawrence, Lewis, Lore, Malone, McCalley, Ninninger, Page, Richardson, Ronayne, Sanford, Shaw, Speed, Simmons, Smith, Stewart, Thompson, Tucker, Turner, Vanzandt, Weaver, White, Williams, Wilson, Wood, Yates—51.

Mr. Hardy, from the judiciary committee, made the following report :

A bill (Senate) for the relief of laborers and employees :
adversely.

Report concurred in.

A bill to amend section 4063 of the Revised Code of Alabama ;

Adversely ;

Report concurred in.

A bill to alter and amend an act approved August 1st, 1868 ;

Adversely ;

Report concurred in.

A bill for the relief of Thomas Jackson of Elmore county ;

Adversely ;

Report concurred in.

A bill in reference to the statutes of limitations ;

Adversely ;

Report concurred in.

A bill to protect elected and appointed officers of the State of Alabama ;

Adversely ;

Report concurred in.

Mr. Richardson presented the following resolution :

Which was read and adopted.

Resolved, That J. T. Harkins be allowed mileage one way and per diem as representative from Fayette county, from the 16th day of September, 1868, and that the Speaker of the House and the Clerk shall certify to the same to the Auditor, and that E. W. Lawrence be allowed mileage one way and per diem as representative from Fayette county for the remainder of the session, and that the Speaker of the House and the Clerk shall certify the same to the Auditor.

House adjourned until 4 o'clock, P. M.

AFTERNOON SESSION.

At 4 p. m., the House met, and on motion of Mr. Vanzandt

proceeded to the consideration of the bill to provide for an election in the State.

Message from the Senate.

SENATE CHAMBER, }
September 30, 1868. }

Mr. Speaker :

The Senate has originated and passed the following bill :
A bill to be entitled an act for the registration of electors.

M. P. BLUE,
Secretary of Senate.

On motion of Mr. Springfield, the further consideration of the election bill was postponed. and the Senate registration bill was taken up ;

On motion of Mr. Springfield, one hundred copies of the Senate registration bill was ordered to be printed.

On motion of Mr. Burton, the registration bill was made the special order for to-morrow at 10 o'clock.

House resumed the consideration of the bill providing for an election.

House adjourned until 9 o'clock to-morrow.

FIFTEENTH DAY.

HOUSE OF REPRESENTATIVES, }
Thursday, October 1, 1868. }

House met pursuant to adjournment.

Prayer by the chaplain.

Journal of yesterday was read and approved.

Mr. Shaw, by permission, a bill—

To declare incompetent certain persons ;

Read a first and second time and referred to the judiciary committee.

Mr. Hart, a bill—

To amend the law exempting from administration property of widows and widows' children ;

Read a first and second time and referred to the judiciary committee.

Mr. Reeves called up Senate bill—

To amend sections 4, 5, 14 and 15 of an act, entitled an act in relation to chancery courts in Alabama;

Senate amendments concurred in.

On motion of Mr. Hardy, the vote by which the report of the judiciary committee was concurred in, (on the bill to protect elected and appointed officers of the State of Alabama), was reconsidered, and the bill recommitted to the judiciary committee.

Mr. Springfield, a bill—

To extend the jurisdiction of justices of the peace, and for other purposes ;

Read first and second time and referred to the judiciary committee.

Mr. Emmons, from the committee on local legislation, reported favorably on the following bills—

A bill for the relief of Wm. Stringer of Morgan county ;

A bill for the relief of Elisha B. Lott of Mobile county ;

A bill to authorize the commissioners court of Walker county to issue notes or bonds for building a new court house and jail ;

To establish a new charter for the city of Selma ;

For the relief of Reddin Garrison and Salina E. Garrison;

For the relief of Susan Bradley of Lowndes county ;

To confirm the right of the city council of Selma to collect wharfage ;

All of which was concurred in.

Mr. Hubbard called up the bill—

To incorporate the Marion Fire Company of Perry county ;

Read second time, and on motion of Mr. Richardson, was laid on the table.

Message from the Senate.

SENATE CHAMBER, }
October 1, 1868. }

Mr. Speaker :

The Senate has originated and passed the following bills :

To extend the time of assessing taxes in Greene county for the year 1868 ;

To amend an act to incorporate the Woodville Insurance Company ;

House bill to legalize the acts, contracts and transactions to which Quintus P. Siler, minor, of Pike county, may hereafter be a party.

M. P. BLUE, Secretary.

The hour of ten having arrived, the House proceeded to the consideration of the bill—

To provide for the registration of electors ;

Mr. Reeves offered a substitute, which was read once and laid on the table.

Original bill, as amended, was read a second and third time and passed, and sent immediately to the Senate.

Mr. Thompson, a bill to authorize the issuance of county bonds. Read first and second times.

Mr. Daniel called up the Senate bill for the relief of W. J. Kirk of Jackson county ;

Read second time and referred to committee on local legislation.

Mr. Springfield called up House bill—

For the relief of Annie Stanford, of Montgomery county ;

Read third time and passed.

Mr. Dereen called up bill—

To extend the time for assessing the taxes of the county of Greene ;

Amended so as to include the counties of Cherokee, Dallas, St. Clair and Jackson.

Mr. Wilson called up the joint resolution in reference to the duties, powers, &c., of notaries public and other officers.

Mr. Smith introduced the following resolution, which was adopted :

Resolved, That this House proceed immediately to take up the printed bill on elections, and that no other business shall be brought up until it is disposed of.

House proceeded to the consideration of the bill to regulate elections.

House then took a recess until four o'clock.

House met at 4 o'clock p. m.

Mr. Chisholm asked for leave of absence for Mr. Masterson. Granted.

On motion of Mr. Hart, a committee of two was appointed to invite General Warner, U. S. Senator elect, to a seat with the Speaker.

The chair appointed on the committee, Messrs. Hart and Hardy,

Who conducted the gentleman to the chair.

House resumed the consideration of the bill for an election in this State.

On motion of Mr. Turner, the House adjourned until tomorrow morning at 10 o'clock.

SIXTEENTH DAY.

HOUSE OF REPRESENTATIVES, }
 Friday, October 2, 1868. }

House met pursuant to adjournment.
 Prayer by the Chaplain.
 Journal of yesterday read and approved.

Senate message :

SENATE CHAMBER, }
 October 2, 1868. }

Mr. Speaker :

The Senate has concurred in the House amendment to the following bill :

To provide for the registration of electors ;
 And has originated and passed the following bill :
 To repeal section 4231 of the Revised Code,

M. P. BLUE,
 Secretary.

Leave of absence was asked for and granted to Mr Doster, of Barbour county.

The House proceeded to the consideration of the bill to regulate elections in this State.

House took a recess until 4 p. m.

House met at 4 p. m.

On calling the roll no quorum was present.

On motion of Mr. Hubbard, the House adjourned until to-morrow at 9 o'clock A. M.

 SEVENTEENTH DAY.

HOUSE OF REPRESENTATIVES, }
 Saturday, October 3, 1868. }

The House met pursuant to adjournment.
 Prayer by the chaplain.
 Journal read and approved.

Mr. Malone asked leave of absence for Mr. Tyner ;
Granted.

Mr. Hubbard asked leave of absence for Mr. Yates ;
Granted.

On motion of Mr. Carraway,

The resolution by which the election bill was made the order of the day was suspended to allow members to introduce bills and refer them to their respective committees.

Mr. Hardy, a bill—

Supplementary to an act to reorganize and establish the municipal government of the city of Mobile ;

Which was read twice under a suspension of the constitutional rule and referred to the committee on judiciary.

Mr. Hart, a bill—

For the removal of the county site of Butler county ;

Read twice, under a suspension of the rule, and referred to the committee on county boundaries.

To amend section 4062 of the Revised Code ;

Which, under a suspension of the constitutional rule, was read twice and referred to a select committee, composed of Messrs. Smith and Harris.

Mr. Hardy, a bill—

To repeal an act to prohibit the sale of spirituous liquors in Shelby county ;

Was read twice under a suspension of the constitutional rule, and referred to the judiciary committee.

Mr. Hardy, a bill—

To amend an act to prohibit the sale of spirituous liquors within five miles of Harmony church, in Shelby county ;

Read twice, under a suspension of the constitutional rule, and referred to committee on local legislation.

Mr. Page, a bill—

To establish an election precinct at the residence of Wm. Morse in Washington county ;

Was read twice under a suspension of the constitutional rule and referred to the committee on local legislation.

Mr. Tucker, a bill—

To amend section 1410 of the Revised Code ;

Was read twice under a suspension of the constitutional rule and referred to the committee on ways and means.

Mr. Bogle, a bill—

To amend an act to incorporate the Stafford mills, approved February 19, 1867 ;

Which was read twice and referred to the committee on local legislation, under a suspension of the constitutional rule.

Mr. Bronson, a bill—

To amend 2d section of act adopting the Revised Code, page 53 ;

Read twice and referred to the judiciary committee.

Mr. Bronson, a bill—

To repeal an act suspending the statute of limitations ;

Which bill was read twice under a suspension of the constitutional rule, and referred to committee on the judiciary.

Mr. Richardson, a bill—

To amend section 4539 of the Revised Code ;

Read three times and passed.

Mr. Jones of Tuskaloosa, a bill—

To amend section 4438 of the Revised Code ;

Read twice, and referred to the judiciary committee.

Mr. Hubbard, a bill—

To amend an act amending section 750 of the Code ;

Read twice and referred to the judiciary committee.

Mr. Thompson, a bill—

For the relief of Wm. Maxwell of Montgomery county ;

Read twice and referred to the committee on local legislation.

Mr. Gregory called up the bill—

For the relief of E. B. Lott, tax collector of Mobile ;

Read twice and referred to a special committee of three.

The chair appointed on special committee, Messrs. Richards, Reeves and Shaw.

On motion of Mr. Hubbard,

The House proceeded to the consideration of the bill—

To provide for the election in this State.

The House then adjourned till 9 o'clock on Monday morning.

EIGHTEENTH DAY.

HOUSE OF REPRESENTATIVES, }
Monday, October 5, 1868. }

House met pursuant to adjournment.

Prayer by the chaplain.

Journal of Saturday was read and approved.

Mr. Hart, from the select committee, made the following report :

Your select committee, to whom was referred the bill to be entitled an act to amend sections 4062 and 4063 of the Re-

vised Code, have had the same under consideration, and instruct me to report favorably to its passage.

JOHN A. HART, Chairman.

Bill read third time and passed.

Mr. Reeves called for the yeas and nays on the passage of the bill—

Those who voted for the bill were, Messrs. Armstrong, Ard, Austin, Attaway, Baker, Bell, Blandon, Brewington, Carraway, Childress, Corprew, Cox, Daniel, Diggs, Drawn, Emmons, Greene, Gregory, Hardy, Harris, Hart, Hill, Houston, Inge, Jones of Tuskaloosa, Lewis, Lawrence, McCally, Newsom, Richardson, Ronayne, Shaw, Speed, Stewart, Thompson, Tucker, Turner, Weaver, White, Williams, Wood and Mr. Speaker—43.

Those who voted against the bill were, Messrs. Bogle, Bronson, Burton, Chisholm, Dereen, Doster, Hubbard, Mastin, Malone, Reeves, Sanford, Tompkins and Walker—13.

Mr. Lawrence called up the Senate bill to establish the new county of Sanford.

On motion of Mr. Malone—

The House proceeded to the consideration of the bill to provide for an election in this State.

Message from the Senate.

SENATE CHAMBER, }
October 5, 1868. }

Mr. Speaker :

The Senate has originated and passed the following bill :

A bill to be entitled an act for the protection of bona fide purchasers for a valuable consideration.

Very respectfully,

M. P. BLUE,
Secretary of Senate.

Message from the Senate.

SENATE CHAMBER, }
October 5, 1868. }

Mr. Speaker :

Senate has originated and passed the following bill :

A bill to be entitled an act to repeal section seven of an act to compel the late officers of Colbert county to deliver

over to the duly elected officers of Franklin county, all monies, books, papers and property now in their hands.

M. P. BLUE,
Secretary.

Message from the Senate.

SENATE CHAMBER, }
October 5, 1868. }

The Senate has originated and passed the following bill:

A bill to be entitled an act to incorporate the town of Tuskegee, Alabama, and for other purposes.

Respectfully,

M. P. BLUE,
Secretary of Senate.

The House resumed the consideration of the election bill.

On motion of Mr. Fister, the House adjourned until 9 o'clock to-morrow morning.

NINETEENTH DAY.

HOUSE OF REPRESENTATIVES, }
October 6, 1868. }

House met pursuant to adjournment.

Prayer by the Chaplain.

Journal of yesterday read and approved.

Mr. Emmons moved that the House adjourn until this evening at 4 o'clock;

Lost.

On motion of Mr. Dereen—

The House proceeded to the consideration of the bill to provide for an election in this State.

Message from the Senate.

SENATE CHAMBER, }
October 6, 1868. }

Mr. Speaker:

The Senate has originated and passed the following bills—

A bill to be entitled an act to establish a mutual aid association, and to raise funds for the benefit of the common school system of Alabama;

A bill to be entitled an act to authorize the court of county

commissioners of Barbour county to issue bonds for county purposes ;

A bill to be entitled an act for the relief of Martha Ann Duke, of Washington county.

House bill--

To be entitled an act to amend an act to regulate the publication of legal and other notices in the State of Alabama ;

And has concurred in House amendment to a bill--

To be entitled an act to extend the time of assessing the taxes in the county of Greene, for the year 1868.

Respectfully,

M. P. BLUE,

Secretary of Senate.

Message from the Governor.

EXECUTIVE DEPARTMENT,
STATE OF ALABAMA,
Montgomery, October 6, 1868. }

Mr. Speaker :

I am directed by the Governor to inform the House of Representatives, that he has this day approved and signed bills to be entitled as follows :

An act to authorize the consolidation of the Northeast and Southwest Alabama Railroad Company with the Wills' Valley Railroad Company, and to provide for the organization of the corporation formed by such consolidation, and to give it the benefit of State endorsement of its bonds, and to regulate the said consolidation ;

An act to amend an act entitled an act to lay off and divide the State of Alabama into twelve judicial circuits, and fixing the time of holding the courts therein, approved February 19, 1868 ;

An act to legalize the acts, contracts, suits and transactions to which Quintus P. Siler, a minor, of Pike county, may hereafter be a party ;

An act to amend sections 4, 5, 14 and 15 of an act in relation to the chancery courts of Alabama.

Very respectfully, your ob't serv't,

D. L. DALTON,

Private Secretary.

The House resumed the consideration of the election bill.

Mr. Gregory moved that the House take a recess for one hour ;

Lost.

Message from the Senate :

SENATE CHAMBER, }
October 6, 1868. }

Mr. Speaker:

The Senate has amended and passed House bill as follows :

A bill to be entitled an act in relation to educational matters in the county and city of Mobile.

M. P. BLUE, Sec'y of Senate.

The House having completed the consideration of the bill to provide for elections in this State—

The bill was read a third time, passed, engrossed, and sent to the Senate.

Mr. Burton called up House joint resolution in relation to the words "Auditor" and "Comptroller."

The Senate amendment was concurred in.

Mr. Gregory called up the House bill in relation to educational matters in the city and county of Mobile ;

The Senate amendment was concurred in.

Mr. Thompson called up the House bill to authorize the issuance of county bonds, &c., for Montgomery county ;

Read third time, and passed.

Mr. Hubbard, from the committee on ways and means, made the following report :

Hon. House of Representatives:

Your committee on ways and means have had under consideration an act to allow the court of county commissioners of Wilcox county to levy a tax greater than 50 per cent., and propose an amendment thereto, with which they recommend its passage.

JOHN P. HUBBARD,
Ch'n of Com.

Message from the Senate.

SENATE CHAMBER, }
October 6, 1868. }

Mr. Speaker:

The Senate has originated and passed the following bill:

A bill to be entitled an act to amend section 55 of the Revised Code of Alabama ;

And has amended, as therein shown, and passed the following House bill :

A bill to be entitled an act to establish a new charter for the city of Selma.

M. P. BLUE, Sec'y of Senate.

Mr. Malone introduced the following joint resolution :

Resolved by the General Assembly of Alabama, That the sum of nine hundred dollars be, and is hereby appropriated, from any moneys in the treasury not otherwise appropriated, for the payment of the expenses of the committee sent to Washington ;

Read first and second times, and referred to the committee on ways and means.

Mr. Malone, a joint resolution :

Be it resolved by this House, the Senate concurring, That the two houses of this General Assembly adjourn on Thursday the 8th instant, at 2 o'clock P. M., *sine die*.

The further consideration of this resolution was deferred until 10 o'clock to-morrow.

Mr. Hardy called up the bill to create a new charter for the city of Selma ;

The Senate amendment was concurred in.

Mr. Hardy, a bill to incorporate the town of Tuskegee ;

Which was read a third time and passed.

Mr. Hardy, a bill to amend section 55 of the Revised Code of Alabama ;

Read a second time and referred to committee on Finance.

Mr. Reeves, from special committee, made the following report :

To the Honorable House of Representatives :

Your special committee, to whom was referred the Senate bill for the relief of E. B. Lott, tax collector of Mobile county, have had the same under consideration, and beg leave to report the following substitute for said bill, and recommend that the same do pass.

J. A. REEVES,

JAMES SHAW,

A. G. RICHARDSON,

Committee.

The substitute was adopted and referred to the judiciary committee.

Mr. Fister, a bill to make an appropriation for school purposes for the year 1868 ;

Read a second time and referred to committee on education.

Message from the Senate.

SENATE CHAMBER, }
October 6th, 1868. }

Mr. Speaker :

The Senate has originated and passed the following bill :

A bill to be entitled an act to amend section 49 of the Revised Code of Alabama.

Very respectfully,

M. P. BLUE,
Secretary of Senate.

Mr. Hubbard, a bill to incorporate Troy, in the county of Pike, and to authorize the corporate authorities to levy and collect a tax to pay for stock they are authorized to subscribe in the Mobile and Girard Railroad ;

Read a second time.

The House adjourned until 9 o'clock to-morrow.

TWENTIETH DAY.

HOUSE OF REPRESENTATIVES, }
October 7, 1868. }

House met pursuant to adjournment.

Prayer by the chaplain.

Journal of yesterday was read and approved.

On motion of Mr. Thompson the regular order of business was suspended.

Mr. Lawrence called up the Senate bill to form a new county to be called the county of Sanford ;

Read the third time and passed.

Ayes and nays were called.

Those who voted for the bill were, Messrs. Ard, Attaway, Baker, Bell, Boyle, Brewington, Bronson, Burton, Carraway, Childress, Cox, Daniel, Dereen, Diggs, Drawn, Emmons, Gregory, Hardy, Hill, Holman, Hubbard, Houston, Inge, Jones of Tuskaloosa, Kendrick, Kennemer, Lawrence, Lewis, Lore, Mastin, Masterson, Malone, McCalley, Neville, Page, Reeves, Rice, Ronayne, Rose, Sanford, Shaw, Speed, Simmons, Stubblefield, Taylor of Chambers, Thompson, Tucker, Turner, Weaver, White, Wilson, Wood and Speaker. Total, 53.

Those who voted against the bill were, Messrs. Blandon, Richardson and Walker. Total, 3.

Mr. Hardy called up Senate bill, to repeal an ordinance to abolish the county of Baine ;

Read three times and passed. Ayes and nays were called on the passage of the bill.

Those who voted for the bill were, Messrs. Alley, Ard, Baker, Boyle, Brewington, Bronson, Cox, Daniel, Diggs, Drawn, Emmons, Hardy, Harris, Hart, Holman, Houston, Jones of Tuskaloosa, Kendrick, Kennemer, Lawrence, Lore, Masterson, Mastin, Malone, McCalley, Neville, Page, Reeves, Ronayne, Simmons, Smith, Stubblefield, Taylor of Chambers, Tucker, Walker, Weaver, White and Wood. Total, 38.

Those who voted against the bill were, Messrs. Attaway, Bell, Blandon, Burton, Carraway, Dereen, Doster, Gregory, Lewis, Rose, Sanford, Shaw, Thompson, Tompkins, Turner and Wilson. Total, 16.

Mr. Neville called up Senate bill to authorize the court of county commissioners of Barbour county to issue bonds for county purposes ;

Read three times and passed.

Mr. Carraway gave notice of his intention to reconsider this bill to-morrow.

Mr. Richardson called up the bill to authorize the commissioners of Walker county to issue treasury notes and bonds for the purpose of building a new court house and for completing the jail ;

Read a third time and passed.

Message from the Senate.

SENATE CHAMBER, }
October 7, 1868. }

Mr. Speaker :

The Senate has originated and passed the following bill :

A bill to be entitled an act to make Elizabeth G. Reid a free dealer ;

And has passed House bill as follows :

A bill to be entitled an act to amend sections 4062 and 4063 of the Revised Code.

M. P. BLUE,
Secretary of Senate.

Mr. Gregory, a bill—

To repeal an act to amend the road laws in Mobile, approved January 12, 1858 ;

Read first, second and third times and passed.

Mr. Hardy, from the judiciary committee, reported a bill—

To reorganize and establish a municipal government for the city of Mobile ;

Report concurred in ;

Bill read first, second and third times and passed.

Message from the Senate.

SENATE CHAMBER,
October 7, 1868. }

Mr. Speaker :

The Senate has originated and passed the following bill :

A bill to be entitled an act to regulate certain elections in this State, to be held on the 3rd day of November, 1868.

M. P. BLUE,
Secretary of Senate.

Message from the Senate.

SENATE CHAMBER,
October 7, 1868. }

Mr. Speaker :

The Senate has originated and passed the following bill :

A bill to be entitled an act to extend the corporate limits of the city of Demopolis, Alabama.

M. P. BLUE,
Secretary of Senate.

Mr. Hardy, from the judiciary committee, reported a bill—

To protect agricultural laborers in this State ;

Mr. Hubbard offered the following substitute :

Which was laid on the table.

Provided, that nothing in this act effect or destroy any lien upon crops or wages, if in money, of employees, for provisions or medical bills paid by employers, or any other sums or amounts due from such employees to the employer.

Mr. Hart offered the following,

Which was laid on the table :

Provided, that nothing in this act shall effect claims of advances for provisions, medicines, medical attention, or money advanced, which claims must be properly established before the court trying the same.

Ayes and nays called for on tabling.

Those who voted to table were, Messrs. Austin, Baker, Bell, Brewington, Carraway, Cox, Daniel, Diggs, Drawn, Emmons, Greene, Gregory, Hardy, Hill, Houston, Inge, Jones of Madison, Jones of Tuskaloosa, Kennemer, Lee, Lewis, Lore, McCalley, Rice, Richardson, Ronayne, Rose, Sanford, Shaw, Speed, Stewart, Tompkins, Tucker, Turner, Weaver, Williams and Wilson—36.

Those who voted against tabling were, Messrs. Chisholm, Harris, Hart, Hubbard, Kendrick, McCalley, Masterson, Mastin, Reeves, Tompkins, Walker, White and Wood—13.

Mr. Hubbard introduced an amendment to be called section 9.

SECTION 9. *Be it enacted by the General Assembly of Alabama*, That a lien is hereby created in favor of the employer upon the crop or wages of the employee, to secure the payment to the employer for provisions, medical bills paid, or money loaned or advanced to the employee at his request by the employer, and all the provisions of this act shall apply to employers, if necessary to enforce this lien, against the employee.

On motion of Mr. Carraway, the amendment offered by Mr. Hubbard was laid on the table.

The original bill was then placed upon its final passage ;

The ayes and nays being called for, were as follows :

Those who voted for the bill were, Messrs. Alley, Austin, Baker, Bell, Blandon, Brewington, Burton, Carraway, Childress, Cox, Daniel, Dereen, Diggs, Drawn, Emmons, Fister, Greene, Gregory, Hardy, Harris, Hart, Hill, Holman, Houston, Inge, Jones of Tuskalooss, Jones of Madison, Kennemer, Lawrence, Lewis, Lore, McCalley, Page, Richardson, Ronayne, Rose, Sanford, Shaw, Speed, Smith, Stewart, Stubblefield, Thompson, Tucker, Turner, Weaver, White, Williams, Wilson and Speaker—53.

Those who voted against the bill were, Messrs. Bogle, Chisholm, Hubbard, Masterson, Mastin, Malone, Neville, Reeves, Simmons and Tompkins. Total, 10.

Mr. Stewart, from the committee on education, made a report, accompanied with a substitute ;

Which was read three times under a suspension of the constitutional rule and passed.

Mr. Hubbard called up a bill—

To incorporate the town of Troy, in Pike county ;

Read third time and passed. Certified and sent to the Senate.

Mr. Tompkins called up a bill for the relief of John S. Tate, administrator of the estate of Joseph Hough, deceased ;

Read three times and passed.

Mr. Fister called up the bill for the protection of bona fide purchasers ;

Referred to committee of five.

The chair appointed on said committee, Messrs. Fister, Gregory, Dereen, Childress and Wilson.

Mr. Fister, from special committee sent to Washington, made a report. By permission, withdrawn.

Mr. Gregory called up bill for the relief of Silas A. Thompson, of Mobile county ;

Referred to the judiciary committee.

Mr. Fister offered the following resolution ;

Which was adopted :

Resolved, That a committee of three be appointed by the Speaker of the House, to examine into and inquire how many clerks, assistant clerks, and other attendants, are in the employ of this House, with a view of discharging those who are not properly performing their duties, as well as those who are in excess of the requisite amount of clerks and attendants.

Mr. Hardy called up Senate bill for the relief of Reddin Garrison and Salina E. Garrison. Referred to the judiciary committee.

Mr. Hardy called up the House bill—

To repeal subdivisions 11 and 15 of the Revised Code ;

Postponed till November session.

On motion, the House adjourned until 9 o'clock to-morrow morning.

TWENTY-FIRST DAY.

HOUSE OF REPRESENTATIVES, }
Thursday, October 8, 1868. }

House met pursuant to adjournment.

Prayer by the chaplain.

Journal of yesterday read and approved.

On motion of Mr. Baker, the vote by which the bill to form a new county to be called the county of Baine was sent to the Senate, was reconsidered, and the subject was postponed until the next session.

Mr. Fister, from the special committee, made the following report :

Mr. Speaker :

The majority of your committee, to whom was referred a bill to be entitled an act for the protection of *bona fide* purchasers for valuable consideration, have instructed me to report favorably on said bill, and recommend its passage.

T. D. FISTER, Chairman.

Mr. Emmons, from the committee on local legislation, reported a bill to incorporate the Stafford mills ;

Which was concurred in.

Mr. Stewart, a bill to provide for the election of members of the Forty-first Congress ;

Read twice and laid upon the table.

Mr. Dereen, from the committee on county boundaries, reported adversely on the bill—

To repeal an act to form a new county from a portion of Franklin, to be called the county of Colbert. Concurred in.

Mr. Dereen, from the committee on county boundaries, reported adversely on the bill to make J. H. Crowder a citizen of Pike county, and to change the boundary lines between, &c. Report concurred in.

Mr. Dereen, also, reported favorably on a bill to repeal an ordinance of the late convention of November 4, 1867 ;

Which bill was read a third time and passed.

Yeas and nays were called.

Those who voted for the bill were, Messrs. Alley, Ard, Austin, Baker, Bronson, Burton, Chisholm, Corprew, Daniel, Dereen, Diggs, Doster, Emmons, Fister, Hardy, Holman, Houston, Inge, Jones of Madison, Kendrick, Lawrence, Lore, Martin, Malone, McCalley, Reeves, Rice, Ronayne, Rose, Speed, Simmons, Smith, Stubblefield, Taylor of Chambers, Weaver, White, Williams, Wood, Yates and Speaker—42.

Those who voted against the bill were, Messrs. Attaway, Bell, Carraway, Doster, Greene, Hart, Hill, Jones of Tuskalooza, Lewis, Masterson, Neville, Page, Richardson, Thompson, Tompkins, Tucker, Walker and Wilson—18.

Message from the Senate.

SENATE CHAMBER, }
October 8, 1868. }

Mr. Speaker :

A bill to authorize the court of county commissioners of Bullock county to issue bonds for county purposes ;

A bill to secure the right of appeal to the supreme court of Alabama, from the decision of circuit judges, on application for mandamus, *quo warranto*, or remedial writ;

A bill to authorize the Governor to secure certain land scripts of the United States;

A bill to increase the pay of county commissioners of Marengo and Choctaw counties;

A bill to repeal section 11 of the ordinance for the relief of insolvent debtors, passed December 6th, 1867, by the late State Convention, and to revive the exemption laws of the Revised Code;

A bill to prevent damage to land-owners in Washington county, by overflow of the water.

Very respectfully

Your obedient serv't,

M. P. BLUE,

Secretary.

Mr. Fister called up Senate bill to establish a mutual aid association, and to raise funds for the benefit of the common school system of Alabama;

Read once.

Message from the Senate.

SENATE CHAMBER, }
October 8, 1868. }

Mr. Speaker :

The Senate has passed the following House bills—

A bill to legalize the approval of bonds of county officers by the judge of probate;

To allow the county commissioners of Wilcox county to levy a tax greater than 50 per cent. on the State tax;

To incorporate the town of Troy, in the county of Pike;

To authorize the commissioners court of Walker county to issue treasury notes or bonds for a certain purpose;

And has amended and passed House bill making an appropriation for educational purposes in the State of Alabama.

Very respectfully,

Your obedient servant,

M. P. BLUE,

Secretary of Senate.

Mr. Malone called up the joint resolution in relation to ad-

journalment ; amended, so as to read "6 P. M. on Saturday next" ;

Adopted.

Mr. Stewart called up bill making appropriation for educational purposes in this State ;

Senate amendment concurred in.

Mr. Hardy called up Senate bill—

For the relief of John C. Jolly, of Coffee county ;

Read three times and passed.

Mr. Hardy—

A bill to authorize the court of county commissioners of Bullock county to issue bonds for county purposes ;

Read third time and passed.

Mr. Emmons, from committee on local legislation—

A bill for the relief of the estate of Matilda Houston, deceased ; favorably ;

Report concurred in ;

Bill read a third time and passed.

Mr. Emmons, from the committee on local legislation, reported favorably on the bill—

For the relief of William J. Maxwell, of Montgomery county ;

Concurred in,

And bill read a third time and passed.

Mr. Hardy, from the judiciary committee, reported favorably upon a bill—

To amend an act, amending section 750 of the Revised Code of Alabama ;

Report concurred in ;

Bill read a third time and passed.

Mr. Hardy called up bill—

To incorporate the town of Scottsboro, Jackson county, Alabama ;

Read first, second and third time and passed.

Mr. Hardy, a bill to repeal an act approved Dec. 8, 1868, to amend an act to locate the seat of justice of Jackson county, approved December 17, 1859 ;

Was read a third time and passed.

Mr. Burton called up the Senate bill to extend the corporate limits of the city of Demopolis ;

Was read a third time and passed.

Mr. Taylor of Chambers, a bill to amend section 437 of the Revised Code. Read first and second times and indefinitely postponed

A message was received from the Senate, as follows :

SENATE CHAMBER, }
October 8, 1868. }

Mr. Speaker :

The Senate has amended and passed the House bill—
To authorize the publication of the laws of Alabama.

Respectfully,

M. P. BLUE,
Secretary.

Mr. Tucker, a bill to change the county seat of Russell county ;

Read three times and passed.

Mr. Hardy, a bill to establish a ferry across the Tennessee river ;

Was read three times under a suspension of the constitutional rule and passed.

Mr. Gregory introduced a joint resolution, as follows :

Resolved, (the Senate concurring therein,) That the two Houses meet in convention on Saturday, — day of October, 1868, for the purpose of electing three commissioners, whose duty it shall be to take into consideration and report at the next session of the General Assembly, what legislation is necessary to harmonize the present Code of Alabama with the Constitution, and also to report a revenue law for the consideration of the Legislature.

Resolved, further, That said commissioners shall receive ten dollars for each and every day's service while employed in such work, to be paid out of any money in the treasury, and shall be authorized to draw their warrant therefor. Laid upon the table.

Mr. Chisholm asked leave of absence for Mr. Bogle ;
Granted.

Mr. Mastin, from committee on roads and highways, reported favorably on bill to enforce the law requiring persons to work on public roads. Report concurred in and bill passed.

Message from the Senate :

SENATE CHAMBER, }
October 8, 1868. }

Mr. Speaker :

The Senate has concurred in joint resolution in relation to adjournment.

M. P. BLUE, Secretary

MESSAGE FROM THE GOVERNOR.

EXECUTIVE DEPARTMENT,
STATE OF ALABAMA,
October 8, 1868. }

Mr. Speaker :

I am directed by the Governor to inform the House of Representatives that he has approved and signed bills—

To extend the time allowed by law for certain officers therein named to make out and file their official bonds ;

To facilitate the collection of taxes ;

Joint resolution relative to the words Auditor and Comptroller.

D. L. DALTON, Private Secretary.

Mr. Chisholm called up the bill—

To amend section 49 of the Revised Code ;

Read first, second and third time.

Mr. Richardson moved to postpone the bill indefinitely.

Mr. Richardson moved to lay the motion of Mr. Richardson upon the table ;

Yeas and nays were called ;

Motion carried ;

Yeas 31 ; nays 29.

Those who voted to lay the motion of Mr. Richardson on the table were, Messrs. Armstrong, Austin, Baker, Bell, Blandon, Carraway, Cox, Diggs, Doster, Drawn, Emmons, Greene, Gregory, Harris, Hart, Hill, Jones of Madison, Jones of Tuskalooosa, Kendrick, Lewis, Malone, McCalley, Page, Ronayne, Speed, Simmons, Tucker, White, Williams, Wilson and Mr. Speaker—31.

Those who voted against the motion were, Messrs. Ard, Attaway, Brewington, Burton, Corprew, Daniel, Dereen, Hardy, Houston, Hubbard, Inge, Kennemer, Lawrence, Lore, Masterson, Mastin, Reeves, Rice, Stewart, Stubblefield, Tompkins, Turner, Tyner, Weaver, Williams—29.

Mr. Stewart moved to lay the original bill on the table.

On motion, the yeas and nays were called.

Those who voted to lay the motion on the table were, Messrs. Attaway, Brewington, Burton, Jones of Tuskalooosa, Kennemer, Kendrick, Lawrence, Masterson, Mastin, Reeves, Richardson, Sanford, Shaw, Smith, Stewart, Stubblefield, Tompkins, Turner, Tyner, Weaver, White and Williams—29.

Those who voted against the motion were, Messrs. Arm-

strong, Ard, Austin, Baker, Bell, Blandon, Carraway, Childress, Corprew, Cox, Diggs, Doster, Emmons, Green, Gregory, Harris, Hart, Hill, Holman, Jones of Madison, Lewis, Malone, McCalley, Page, Rice, Ronayne, Speed, Simmons, Tucker, Wilson and Wood—31.

Mr. Stewart moved to adjourn until 9 o'clock to-morrow
Lost.

Mr. Reeves moved to reconsider the vote by which the bill to amend section 49 was ordered to its third reading.

Mr. Carraway moved to lay the motion of Mr. Reeves on the table;

On which, the yeas and nays were called.

Those who voted to lay on the table were :

Messrs. Armstrong, Austin, Bell, Blandon, Carraway, Corprew, Cox, Diggs, Doster, Drawn, Emmons, Gregory, Harris, Hart, Hill, Holman, Houston, Lewis, Malone, McCalley, Page, Rice, Ronayne, Rose, Speed, Simmons, Tucker, White, Wilson, Yates, Speaker—31.

Those who voted against laying on the table were :

Messrs. Attaway, Burton, Daniel, Dereen, Fister, Hardy, Hubbard, Inge, Jones of Tuskaloosa, Kendrick, Mastin, Masterson, Reeves, Sanford, Shore, Smith, Stewart, Tompkins-Turner, Tyner, Weaver, Williams—23.

The motion of Mr. Reeves was tabled.

Mr. Hart called the previous question ;

On which the yeas and nays were called.

Those who sustained the call were :

Messrs. Armstrong, Austin, Baker, Bell, Blandon, Carraway, Childress, Corprew, Cox, Diggs, Doster, Drawn, Emmons, Greene, Gregory, Harris, Hart, Hill, Holman, Houston, Jones of Madison, Kennemer, Lawrence, Malone, McCalley, Page, Rice, Ronayne, Rose, Speed, Simmons, Tucker, White, Wilson, Yates—35.

Those who opposed the call were :

Messrs. Attaway, Brewington, Bronson, Burton, Daniel, Dereen, Hardy, Hubbard, Inge, Jones of Tuskaloosa, Kendrick, Kennemer, Lore, Masterson, Mastin, Reeves, Sanford, Shaw, Smith, Stubblefield, Stewart, Tompkins, Turner, Weaver, Williams—26.

The House then adjourned until 9 o'clock to-morrow.

TWENTY-SECOND DAY.

HOUSE OF REPRESENTATIVES, }
 Friday, October 9, 1868. }

House met pursuant to adjournment.

Prayer by the chaplain.

Journal of yesterday was read and approved.

Mr. Hart introduced a bill in reference to educational matters in the city and county of Mobile.

Read three times and passed, under a suspension of the rule.

Mr. Harris introduced a bill; which was withdrawn.

Mr. Gregory introduced a bill to secure redress for trespass or wrong to person or liberty;

Read three times and passed.

Mr. Smith introduced a bill to relieve Charles S. England of Morgan county;

Read first and second time.

Leave of absence was granted Messrs. Walker and Hardy.

Mr. Smith called up the House bill for the relief of William Stringer of Morgan county;

Read first, second and third times and passed; certified, and sent to Senate.

Message from the Governor.

EXECUTIVE CHAMBER, }
 STATE OF ALABAMA, }
 October 9, 1868. }

Mr. Speaker :

I am directed by the Governor to inform the House that he has approved and signed a bill which originated in the House, to be entitled

An act to incorporate Troy, in the county of Pike, and to authorize the corporate authorities to levy and collect a tax to pay for stock they are authorized to subscribe in the Mobile and Girard Railroad.

Very respectfully,

Your ob't servant,

D. L. DALTON,

Private Sec'y.

Mr. Houston moved to reconsider the vote by which the

bill termed the "bona-fide purchase bill" was postponed until November next.

Mr. Reeves called for the yeas and nays.

Mr. Speaker announced that the affirmative vote on the motion of Mr. Houston had already been taken, and that the call for yeas and nays was out of order.

Mr. Reeves appealed from the decision of the Chair.

The decision of the chair was sustained.

The ayes and nays were called on the motion of Mr. Houston.

Those who voted to reconsider were, Messrs. Armstrong, Austin, Blandon, Bronson, Cox, Dereen, Diggs, Drawn, Emmons, Fister, Greene, Gregory, Harris, Hart, Hill, Holman, Houston, Inge, Jones of Madison, Kennemer, Lewis, Lawrence, Lore, McCalley, Ronayne, Rose, Speed, Simmons, Smith, Taylor of Chambers, Turner, Weaver, Wilson and Speaker. Total, 33.

Those who voted against it were, Messrs. Attaway, Baker, Bell, Burton, Carraway, Childress, Clisholm, Doster, Hubbard, Jones of Tuscaloosa, Kendrick, Masterson, Mastin, Malone, Reeves, Rice, Sanford, Shaw, Stewart, Thompson, Thweatt, Tompkins, Tucker, Tyner, Walker, White and Wood. Total, 23.

Message from the Senate as follows :

SENATE CHAMBER, }
October 9, 1868. }

Mr. Speaker :

The Senate has passed the following House bills:

A bill to be entitled an act to amend an act entitled an act to incorporate the Stafford Mills, approved February 19, 1868, and has concurred in House amendment to Senate bill, to be entitled an act to change the county seat of Russell ;

And has returned the following House bills for proper engrossment :

A bill for the relief of Annie Stanford of Montgomery county ;

And has also passed joint resolution as to the pay of the President *pro tem.* of the Senate.

M. P. BLUE,
Secretary of Senate.

Message from the Senate.

SENATE CHAMBER, }
October 9, 1868. }

Mr. Speaker :

The Senate has originated and passed the following bills:

A bill to be entitled an act for the relief of the Secretary of the Senate and clerk of the House ;

A bill to be entitled an act to extend the time in which to open judgments and grant new trials in certain cases.

M. P. BLUE,
Secretary of the Senate.

Message from Senate :

SENATE CHAMBER, }
October 9, 1868. }

Mr. Speaker :

The Senate has originated and passed a bill—

To amend section 4092 of the Revised Code of Alabama.

M. P. BLUE, Secretary.

Message from the Senate :

SENATE CHAMBER, }
October 9, 1868. }

Mr. Speaker :

The Senate has originated and adopted joint resolution in regard to adjournment.

M. P. BLUE, Secretary.

The House resumed the consideration of the bill to protect bona fide purchasers for a valuable consideration ;

When, on motion of Mr. Houston, the bill was placed upon its final passage.

Ayes and nays were called.

Those who voted for the bill were, Messrs. Armstrong, Austin, Blandon, Brewington, Bronson, Cox, Dereen, Diggs, Drawn, Emmons, Fister, Greene, Gregory, Harris, Hart, Hill, Holman, Houston, Inge, Jones of Tuskaloosa, Jones of Madison, Kennemer, Lewis, Lawrence, Lore, McCalley, Page, Rice, Ronayne, Rose, Speed, Simmons, Springfield, Stewart, Stubblefield, Taylor of Chambers, Turner, Weaver, Yates and Speaker. Total, 40.

Those who voted against the bill were, Messrs. Ard, Attaway, Baker, Bell, Boyle, Carraway, Childress, Chisholm, Daniel, Doster, Hubbard, Kendrick, Masterson, Mastin, Malone,

Reeves, Richardson, Sanford, Shaw, Smith, Thompson, Thweatt, Tompkins, Tucker, Tyner, White, Williams, Wilson and Wood. Total, 30.

On motion of Mr. Gregory the House took a recess until 5 o'clock, P. M.

At 5 o'clock, P. M., the speaker called the House to order.

Mr. Thweatt, from the joint committee sent to Washington, made the following report :

To the Honorable Speaker of the House of

Representatives, State of Alabama :

The joint committee of the two Houses which was instructed to proceed to Washington and lay before the President of the United States the joint resolution, beg leave to report as follows :

The committee proceeded directly to Washington and called upon the President, and laid before him and the Honorable Secretary of War said joint resolution ; and after a full and free discussion of the condition of affairs in Alabama, the President assured your committee, that he would do all in his power to assist the civil authorities in the preservation of law and order, and the punishment of crime in this State.

The Hon. Secretary of War referred the joint resolution to Major General Geo. G. Meade, with full instructions to use full discretion in giving military aid to the civil authorities in execution of the laws and the preservation of peace and good order.

Your committee is confident that General Meade will, (if he has not already done so), make such disposition of the military force in his command, as to place troops at the places where lawlessness has existed, and is most likely to continue to exist.

Your committee have fully discharged the duty contemplated by the joint resolution, and ask leave to be discharged.

CHARLES HAYS,
Chairman.

Mr. Springfield called up the bill —

To form a Mutual Aid Association, and to raise funds for the common school system ;

And moved to suspend the constitutional rule and put the bill on its final passage.

Mr. Stewart called for the ayes and nays on the motion to suspend.

Those who voted to suspend were, Messrs. Alexander, Al-

ley, Austin, Baker, Bell, Blandon, Brewington, Bronson, Carraway, Childress, Chisholm, Corprew, Cox, Dereen, Doster, Diggs, Drawn, Emmons, Fister, Greene, Gregory, Harris, Hart, Hill, Holman, Houston, Inge, Jones of Madison, Jones of Tuskaloosa, Kendrick, Kennemer, Lewis, Lawrence, Lore, McCalley, Page, Ronayne, Rose, Speed, Springfield, Smith, Stubblefield, Taylor of Chambers, Tucker, Turner, Tyner, Weaver, Wilson, Yates and Mr. Speaker—51.

Those who voted against the suspension of the rule were, Messrs. Attaway, Burton, Daniel, Hurt, Masterson, Mastin, Malone, Reeves, Richardson, Sanford, Shaw, Stewart, Thompson, Thweatt and Weaver—15.

The bill was made special order for 9 o'clock to-morrow.

Mr. Richardson called up the bill—

To extend the time to open judgments ;

Read first, second and third time and passed.

Mr. Emmons, from the committee on local legislation ;

Reported favorably on the bill—

For the relief of W. J. Kirk of Jackson county ;

Which bill was read a third time and passed.

Mr. Gregory called up joint resolution—

Appropriating \$900 dollars to defray the expenses of the joint committee to Washington ;

Read third time and passed.

Mr. Chisholm, from the judiciary committee, reported adversely upon the following bills :

A bill to regulate the election of chancellors ;

A bill to amend section 253 of the Revised Code of Alabama ;

A bill to repeal article 11, chapter 5, of the Revised Code of Alabama ;

A bill to repeal an act suspending the statute of limitations ;

A bill to amend section 293 of the Revised Code Alabama ;

Mr. Chisholm, from the judiciary committee, reported a substitute for the bill—

To amend an act therein named ;

Which was adopted.

Also, a substitute for the bill—

For the relief of Salina E. Garrison and Reddin Garrison ;

Which was adopted.

And reported favorably on the following bills :

A bill for the relief of Silas A. Thompson of Mobile county ;

A bill for the relief of J. P. Allsop of Calhoun county ;

A bill to extend the jurisdiction of justices of the peace in St. Clair county, and for other purposes.

Mr. Malone, from the special committee, made the following report—

The special committee to whom was referred the resolution, enquiring as to how many assistant clerks and other officers were in the employ of the House, have had the same under consideration, and they are of the opinion that there is an excess of officers and attendants in the employ of the House, and would respectfully recommend the passage of the following resolutions :

Resolved, That the term of all appointed clerks expire with the present session of the General Assembly, and that they receive pay only for the time they have been on duty.

Resolved, That hereafter, the officers and regular employees of the House shall consist of

One clerk ;

One assistant clerk ;

One journal clerk ;

One engrossing clerk ;

One assistant engrossing clerk ;

One enrolling clerk ;

One sergeant-at-arms ;

One door-deeper ;

One servant of the House ;

Two pages, who shall also act as mail messengers.

Resolved, That the committee on enrolled bills are hereby authorized to employ temporarily, such additional clerks as may be necessary to complete the enrollment of bills, and that the committees on the judiciary and local legislation are hereby authorized to employ temporarily such clerical assistance as may be required for the performance of their respective duties.

G. W. MALONE, Chairman.

THOS. W. ARMSTRONG,

PIERCE BURTON.

The report of the committee was concurred in ;

And the resolutions adopted.

Mr. Harris called up the bill fixing the pay of the President of the Senate ;

Mr. Reeves offered the following amendment :

Provided, That the amount paid president (*pro tem.*) of the Senate be deducted out of the salary of the Lieutenant Governor ;

Laid on the table.

The yeas and nays were called on the passage of the bill—

Those who voted for the bill were, Messrs. Armstrong, Al-

ley, Austin, Blandon, Burton, Chisholm, Cox, Diggs, Drawn, Emmons, Greene, Gregory, Harris, Hill, Holman, Houston, Lewis, Lore, Malone, McCally, Moore, Ronayne, Rose, Shaw, Speed, Simmons, Springfield, Smith, Stewart, Thompson, Turner, Weaver, Wood, Yates and Mr. Speaker—35.

Those who voted against the bill were, Messrs. Attaway, Baker, Bell, Bronson, Childress, Corprew, Daniel, Dereen, Hart, Hubbard, Inge, Jones of Tuscaloosa, Kendrick, Kennermer, Lawrence, Masterson, Mastin, Reeves, Richardson, Sanford and Whitney—22.

Message from the Senate.

SENATE CHAMBER, }
October 9, 1868. }

Mr. Speaker :

The Senate has originated and passed the following bills :

A bill to be entitled an act for relief of Arraney Page, of Washington county.

Respectfully,

M. P. BLUE, Secretary.

Mr. Emmons, from the committee on local legislation—

Reported favorably on the following bills ;

Which were concurred in:

A bill to regulate proceedings in civil suits where certain papers are lost or destroyed ;

A bill for the relief of Elisha B. Lott, tax collector of Mobile county ;

Read third time, and passed.

Mr. Hart introduced the following resolution :

Resolved, That the House do now proceed to the election of two pages of the House, who shall, in addition to their duties as pages, perform the duties of messengers;

Pending which,

The House adjourned until 9 o'clock to-morrow.

TWENTY-THIRD DAY

HOUSE OF REPRESENTATIVES, }
Saturday, Oct. 10, 1868. }

House met pursuant to adjournment.

Prayer by the chaplain.

Journal read and approved.

Mr. Turner called up a bill to provide a mutual aid association ;

Which was the special order of the day for 9 o'clock.

Mr. Thweatt moved to indefinitely postpone the bill ;

Mr. Turner moved to lay the motion on the table ;

Carried.

Mr. Burton moved to refer the bill to a committee of three ;

Mr. Gregory moved to lay the motion on the table ;

On which the yeas and nays were called.

Those who voted to lay on the table were :

Messrs. Armstrong, Alley, Austin, Baker, Blandon, Brewington, Bronson, Carraway, Childress, Chisholm, Cox, Dereen, Eminons, Fister, Greene, Gregory, Harris, Hill, Houston, Inge, Jones of Tuskaloosa, Kennemer, Lore, McCalley, Ninninger, Quinn, Rice, Ronayne, Rose, Speed, Simmons, Springfield, Taylor of Chambers, Tompkins, Turner, Tyner, Weaver, Williams, Wilcox, Wood, Speaker—47.

Those who voted against it were :

Messrs. Attaway, Bell, Burton, Hart, Hubbard, Kendrick, Masterson, Mastin, Malone, Page, Reeves, Richardson, Sanford, Shaw, Stewart, Thompson, Thweatt, Walker, White—19.

Mr. Williams called the previous question ; on which,

Mr. Reeves called the yeas and nays.

Those who voted in the affirmative were :

Messrs. Armstrong, Alley, Austin, Baker, Blandon, Brewington, Bronson, Carraway, Chisholm, Childress, Cox, Dereen, Diggs, Doster, Drawn, Eminons, Fister, Greene, Gregory, Harris, Hart, Hill, Houston, Jones of Tuskaloosa, Kendrick, Kennemer, Lawrence, Lore, McCalley, Ninninger, Quinn, Rice, Ronayne, Rose, Speed, Simmons, Springfield, Smith, Stubblefield, Taylor of Chambers, Tucker, Turner, Tyner, Weaver, Williams, Wilson, Wood, Speaker—48.

Those who voted in the negative were :

Messrs. Burton, Hubbard, Masterson, Mastin, Malone, Page, Reeves, Richardson, Sanford, Shaw, Stewart, Thompson, Thweatt, Tompkins, Walker, White—16.

The bill was then put on its final passage, and passed by the following vote :

Those who voted for the bill were :

Messrs. Alley, Austin, Baker, Blandon, Brewington, Bronson, Carraway, Childress, Corprew, Cox, Dereen, Diggs, Drawn, Eminons, Fister, Greene, Gregory, Harris, Hill, Holman, Houston, Inge, Kendrick, Kennemer, Lewis, Lawrence, Lore, McCalley, Ninninger, Quinn, Rice, Ronayne, Rose,

Speed, Simmons, Springfield, Smith, Stubblefield, Taylor of Chambers, Tucker, Turner, Tyner, Weaver, Williams, Wilson, Wood, Yates, Speaker—50.

Those who voted against the bill were :

Messrs. Burton, Daniel, Hart, Hubbard, Jones of Tuska-loosa, Masterson, Mastin, Malone, Page, Reeves, Richardson. Sanford, Shaw, Speed, Stewart, Thompson, Tompkins, White, Walker—19.

Message from the Senate.

SENATE CHAMBER, }
October 10, 1868. }

Mr. Speaker :

The Senate has amended and passed the following bill :

A bill to be entitled an act to regulate elections in this State.

Respectfully,

M. P. BLUE,
Secretary of Senate.

Mr. Reeves introduced the following resolution :

Whereas, it has been charged that efforts have been made to bribe members, in order to influence their votes upon the bill known as the bona-fide purchase bill for a valuable consideration, and other bills which have been acted upon by this House ; therefore, be it

Resolved, That a committee of five be appointed, whose duty it shall be to investigate the truth of said charges, and to ascertain who are the parties offering the bribes ; and further to investigate whether any bribery has been used by any person or persons to defeat or secure the passage of the said bill or bills, and whether any member has received any money in consideration of any services which have been rendered for or against any bill ; and said committee shall have power to send for persons and papers, and if unable to report at this session, may report at the next session of the General Assembly.

Mr. Turner moved to lay the resolution of Mr. Reeves on the table ;

Mr. Carraway called for the yeas and nays.

Those who voted in the affirmative are, Messrs. Alley, Austin, Childress, Cox, Daniel, Diggs, Drawn, Emmons, Greene, Gregory, Harris, Houston, Inge, Jones of Madison, Kennemer, Lawrence, Lore, McCalley, Ronayne, Rose, Speed, Simmons, Turner, Weaver, Wilson and Speaker—26.

Those who voted in the negative are, Messrs. Attaway, Baker, Burton, Bronson, Carraway, Chisholm, Fister, Hart, Holman, Hubbard, Jones of Tuscaloosa, Masterson, Mastin, Ninninger, Page, Quinn, Reeves, Rice, Richardson, Sanford, Shaw, Springfield, Stewart, Taylor of Chambers, Thompson, Thweatt, Tompkins, Tucker, Tyner, Walker, White, Williams, Wilson, Wood and Yates—34.

Mr. Fister offered the following as a substitute to the resolutions of Mr. Reeves :

Resolved, That the Speaker of the House appoint a committee of five immediately, and for them to report in one hour.

Mr. Gregory moved to further amend as follows :

“That the committee shall have permission to sit immediately, and shall report the result of their investigations before the adjournment of the present session, and in case of their failing to do so, shall be considered discharged.”

Mr. Richardson called up bill on elections, and Senate amendments were concurred in.

Mr. Chisholm, from the judiciary committee, reported favorably on a bill—

To prohibit the sale of spirituous liquors in Shelby county, Alabama ;

Which was concurred in.

Also, reported favorably to the following bills :

To amend section 2337 of the Revised Code of Alabama ;

To declare incompetent certain persons ;

To repeal section 2d of an ordinance in the Revised Code, page 53 ;

All of which were concurred in.

House then adjourned until 4 p. m.

AFTERNOON SESSION.

House met at 4 p. m.

Message from the Governor :

Mr. Speaker :

I am directed by the Governor to inform the House of Representatives that he has this day approved and signed bills which originated in the House, to be entitled as follows :

An act to amend an act entitled an act to incorporate the Stafford mills, approved February 19, 1867 ;

An act to authorize the commissioners court of Walker

county to issue treasury notes or bonds for the purpose of building a court house and completing the jail ;

An act to repeal an act entitled an act to amend the road laws in Mobile ;

An act to allow the court of county commissioners of Wilcox county to levy a tax greater than 50 per cent. on the State tax ;

An act to make an appropriation for educational purposes in the State of Alabama ;

An act to legalize the approval of the bonds of county officers by the judge of probate.

Very respectfully,

Your obedient servant,

D. L. DALTON,
Private Secretary.

Mr. Gregory called up bill for the relief of laborers and employees ;

Read the third time and passed.

Mr. Thweatt called up bill to amend section 4377 and 4390 of the Revised Code ;

Read three times and passed.

Mr. Emmons, from the committee on enrolled bills, reported the following bills as properly enrolled :

A bill entitled an act for the publication of legal notices in relation to educational matters in the city of Mobile ;

A joint resolution in reference to auditor and comptroller ;

A bill entitled an act to amend the charter of the city of Selma ;

An act to amend section 4062 and 4063 of the Revised Code of Alabama ;

An act to authorize commissioners of Montgomery county to issue bonds ;

An act making appropriation for educational purposes ;

An act to allow the court of county commissioners of Wilcox county to levy a tax greater than 50 per cent. ;

An act to authorize the publication of laws for the State of Alabama ;

An act to incorporate Troy, in the county of Pike, and for other purposes ;

An act legalizing the approval of the bonds of county officers by judges of probate ;

An act to repeal an act to amend the road laws of Mobile ;

An act to establish a new charter for the city of Selma ;

An act to amend an act to incorporate the Stafford Mills ;

An act making an appropriation to pay the members and officers of the called session of the General Assembly ;

An act for the relief of J. E. and Mary Caldwell of Dallas county ;

An act to amend an act to establish a system of internal improvement in the State of Alabama ;

An act to establish the Masonic home in the county of Chambers ;

To lay off and divide the State of Alabama into twelve judicial circuits ;

To authorize the consolidation of the N. E. and S. W. Ala. Railroad and Wills Valley Railroad ;

To change the place of holding elections in district No. 15, in Jackson county ;

To facilitate the collection of taxes ;

To extend the time for certain officers to make and file their official bonds ;

To amend sections 4, 5, 14 and 15 of an act in relation to the chancery courts ;

House bill to legalize the acts, contracts and transactions to which Quintus P. Siler, minor, of Pike county, may hereafter be a party.

Senate message :

SENATE CHAMBER, }
October 10, 1868. }

Mr. Speaker :

The Senate has originated and passed the following resolution.

M. P. BLUE,
Secretary.

Mr. Hart called up the Senate bill—

For the relief of the Secretary of the Senate and Clerk of the House ;

The bill was then read a third time under a suspension of the constitutional rule and passed.

Mr. Wilson called up the joint resolution—

For the removal of the injunction on the school fund ;

Read first, second and third times, and passed.

Mr. Stewart called up the bill—

To authorize the Governor to secure certain land script of the United States ;

Read three times and passed.

Mr. Richardson called up the bill—

To change the name of Jones county, formerly Covington county, back to Covington ;

Read three times under a suspension of the constitutional rule and passed. Bill certified and sent to Senate.

Message from the Senate.

SENATE CHAMBER, }
October 10, 1868. }

Mr. Speaker :

The Senate has originated and passed the following resolution :

Resolved, (the House concurring,) That the General Assembly adjourn at 11 o'clock p. m., October 10th, instant, to convene again at 12 m., Monday, Nov. 2d, 1868.

Respectfully,

M. P. BLUE,
Secretary of Senate.

Resolution read and adopted.

House took a recess until 7½ p. m.

House called to order by the Speaker at 7:30 p. m.

Message from the Governor.

EXECUTIVE DEPARTMENT, }
STATE OF ALABAMA, }
Montgomery, October 10, 1868. }

Mr. Speaker :

I am directed by the Governor to inform the House of Representatives, that he has this day approved and signed bills to be entitled as follows :

To authorize the publication of the laws of the State of Alabama ;

To regulate elections in this State.

Very respectfully, your ob't serv't,

D. L. DALTON,
Private Secretary.

Mr. Stewart, from committee on education, returned bill to incorporate the Gulf City Institute.

At 9 p. m., the House adjourned to meet again the first Monday in November next, at 12 m.

Approved :

GEO. F. HARRINGTON,
Speaker House of Representatives.

Attest :

WM. B. CLOUD,
Clerk of House.

NOVEMBER SESSION.

BLANK PAGE

NOVEMBER SESSION.

FIRST DAY.

HOUSE OF REPRESENTATIVES, }
November 2, 1868. }

At 12 o'clock m., Mr. Jennings called the House to order, according to adjournment.

Prayer by the chaplain.

On calling the roll, the following members answered to their names :

Messrs. Brewington, Greene, Hart, Jennings, Jones of Tus-
kaloosa, Jones of Madison, Lewis, Masterson, Reeves, Taylor
of Chambers, Taylor of Winston, Thompson, Thweatt. To-
tal, 13.

There being no quorum present.

On motion of Mr. Thweatt,

House adjourned until 5 o'clock, p. m., to-morrow.

SECOND DAY.

HOUSE OF REPRESENTATIVES, }
November 3, 1868. }

House met pursuant to adjournment.

Prayer by the Chaplain.

Journal of yesterday read and approved.

On calling the roll, the following members answered to their names :

Messrs. Attaway, Bell, Chisholm, Hardy, Hart, Hill, Hous-
ton, Hubbard, Jennings, Jones of Tuskaloosa, Lewis, Mastin,
Newsom, Reeves, Sanford, Taylor of Chambers, Taylor of

Winston, Thompson, Walker, Williams, White and Speaker.
Total, 22.

There being no quorum present,
The House then adjourned till 12 o'clock on to-morrow.

THIRD DAY.

HOUSE OF REPRESENTATIVES, }
November 4, 1868. }

House met pursuant to adjournment.

Prayer by the Chaplain.

On calling the roll, the following members answered to their names :

Messrs. Attaway, Bell, Blandon, Cox, Haley, Hart, Hill, Houston, Hubbard, Inge, Jennings, Jones of Tuskaloosa, Lewis, Masterson, Mastin, Malone, Neville, Newsom, Reeves, Sanford, Speed, Taylor of Winston, Thompson, Turner, Tyner, Walker, White, Wilson, and Speaker. Total, 29.

There being no quorum present,
The House adjourned until to-morrow, at 12 o'clock.

FOURTH DAY.

HOUSE OF REPRESENTATIVES, }
November 5, 1868. }

House met pursuant to adjournment.

Prayer by the chaplain.

On calling the roll, the following members answered to their names :

Messrs. Alley, Ard, Austin, Attaway, Bell, Blandon, Brewington, Burton, Cox, Dereen, Haley, Hart, Hill, Holman, Inge, Jennings, Jones of Madison, Jones of Tuskaloosa, Lewis, Lore, Masterson, McCalley, Moore, Neville, Newsom, Reeves, Sanford, Speed, Simmons, Taylor of Chambers, Turner, Tyner, Vanzandt, Walker, White, Williams, Wilson, Yates, and Speaker. Total, 41.

There being no quorum present,

On motion of Mr. Jennings,

The House adjourned until 9 a. m., to-morrow

FIFTH DAY.

HOUSE OF REPRESENTATIVES, }
November 6, 1868. }

The House pursuant to adjournment.

Prayer by the Chaplain.

On calling the roll, the following members answered to their names :

Messrs. Alley, Austin, Attaway, Baker, Bell, Blandon, Brewington, Burton, Chisholm, Cox, Daniel, Dereen, Gregory, Haley, Hardy, Hart, Hill, Holman, Houston, Hubbard, Hurt, Jennings, Jones of Madison, Jones of Tuskaloosa, Kennemer, Lawrence, Lore, Lewis, Mastin, McCalley, Malone, Neville, Newsom, Reeves, Sanford, Speed, Simmons, Smith, Taylor of Chambers, Taylor of Winston, Thompson, Thweatt, Tucker, Turner, Vanzandt, Walker, White, Williams, Wilson, Yates and Speaker. Total, 52.

There being a quorum present,

Mr. Thompson introduced the following resolution ;

Which was adopted :

Resolved, That the House go into an election of two pages and one Hall tender.

Mr. Hart nominated for page, Paul Stroback ;

Mr. Thompson nominated Isaac Cohen ;

Mr. Taylor nominated James Crooms ;

Mr. Gregory nominated Peter Goode ;

Mr. Houston nominated Henry Dickerson ;

Mr. Hardy nominated Jackson Morgan ;

Mr. Cox nominated James Foster.

The vote being taken, resulted as follows :

Paul Stroback.....	30
Isaac Cohen.....	6
James Foster.....	2
Ernest Alley.....	3
Jackson Morgan.....	1

Paul Stroback having received a majority of the votes cast, was declared elected page.

On taking a vote for page a second time, the following was the result :

Ernest Alley.....	22
James Foster.....	18
Isaac Cohen.....	8

No quorum voting, the House proceeded to vote again.

On motion of Mr. Dereen, all the candidates were dropped except the two having the highest number of votes.

The vote being taken resulted as follows :

Alley.....	31
Foster.....	18

Ernest Alley was therefore declared elected page of the House.

The House then proceeded to the election of hall tender.

Mr. Cox nominated for hall tender, James Foster ;

Mr. Williams nominated Thornton Sutherland ;

Mr. Walker nominated Isaac Brown ;

Mr. Alley nominated Henry Dickerson ;

Mr. McCalley nominated Jackson Morgan ;

Mr. Turner nominated Dick Sheppard.

The vote being taken, resulted as follows :

Foster.....	17
Sutherland.....	15
Sheppard.....	2
Dickerson.....	2
Brown.....	4
Morgan.....	2

Twenty-one votes being necessary for a choice, the House proceeded to vote a second time.

On motion of Mr. Burton, all the candidates were dropped except the two having the highest number of votes.

On taking the vote the following was the result :

Foster.....	25
Sutherland.....	23

Mr. Foster was therefore declared elected hall tender.

On motion of Mr. Chisholm the House adjourned until to-morrow morning at 9 o'clock.

SIXTH DAY.

HOUSE OF REPRESENTATIVES, }
November 7, 1868. }

House met pursuant to adjournment.

Prayer by the Chaplain.

Journal read and approved.

Mr. Hardy offered the following resolution ;

Which was adopted :

Resolved, the Senate concurring, That the speaker appoint a committee of three to act with a similar committee on the

part of the Senate, to report to each House of the General Assembly on Monday what action, if any, may be necessary to settle the difference of opinion as to the proper date of the annual session of this General Assembly.

The chair appointed said committee Messrs. Hardy, Vanzandt and Burton.

On motion of Mr. Vanzandt, the House took an informal recess, to be called together by the speaker.

At 11 o'clock the speaker called the House to order.

Mr. Hardy introduced the following resolution ;

Which was adopted :

Resolved, That a committee of three be appointed by the speaker to confer with the Governor and ascertain if he has any communication which he desires to make to the House.

The chair appointed on the committee the following members :

Messrs. Hardy, Reeves and Burton.

The committee appointed, in compliance with the resolution, waited on the Governor and informed him that the House was organized and ready for business.

Message from the Senate :

SENATE CHAMBER, }
November 7, 1868. }

Mr. Speaker:

The Senate has adopted the following resolution :

Resolved, That the Senate hereby inform the House that it has organized and is now ready for business ;

Also, the within joint resolution.

Very respectfully,

M. P. BLUE, Sec'y of Senate.

Joint resolution :

Resolved by the Senate of Alabama, (the House concurring,) That a joint committee of two (2) on the part of the Senate, and three on the part of the House, be appointed to wait on the Governor and notify him that the legislature is in session, and is ready to receive any communication from him.

The chair appointed on the committee, Messrs. Hardy, Reeves and Burton, who proceeded to the discharge of their duties.

Mr. Hardy, from the joint committee to wait on the Governor, reported that they had called upon the Governor, and in reply, he stated, that he would shortly communicate with both Houses in a special message ;

The report of the committee was received, and they were discharged.

Mr. Hardy introduced the following resolution—

Which was adopted.

Resolved, That the committee on finance is hereby instructed to ascertain at the earliest day possible, a full exhibit of the assets and liabilities of the State at this time, and to the more speedy accomplishment of the object of this resolution, shall be empowered to send for persons and papers, and report the character of such assets and liabilities to the House, as soon as practicable.

Mr. Hardy introduced the following resolution ;

Which was adopted :

Resolved, That the committee on ways and means of this House, is hereby instructed to report by bill or otherwise, at the earliest practicable day, the most suitable and practicable mode of raising a sufficient amount of revenue for all the purposes of the State, for the year 1869.

Message from the Senate :

SENATE CHAMBER, }
November 7, 1868. }

Mr. Speaker :

The Senate has adopted the following joint resolution :

Joint resolution in relation to the appointing of a joint committee.
M. P. BLUE, Sec'y of Senate.

Mr. Burton introduced the following bill—

Which was read first and second time, and referred to the committee on ways and means ;

A bill to be entitled an act creating a penalty for the non-payment of taxes assessed and remaining unpaid on the 1st day of January, 1869.

On motion of Mr. Vanzandt—

The House adjourned until 9 o'clock, Monday morning.

SEVENTH DAY.

HOUSE OF REPRESENTATIVES, }
Monday, November 9, 1868. }

House met pursuant to adjournment.

Prayer by the Chaplain.

Journal was read and approved.

Message was received from the Governor by his Private Secretary, Mr. Dalton :

EXECUTIVE CHAMBER, }
Nov. 9, 1868. }

Mr. Speaker :

I am directed by the Governor to communicate to the House of Representatives a message in writing.

Very respectfully,

Your obedient servant,

D. L. DALTON,
Private Secretary.

EXECUTIVE DEPARTMENT, }
STATE OF ALABAMA, }
Montgomery, November 9, 1868. }

Gentlemen of the Senate and

House of Representatives :

Presuming that few subjects will require action at your hands during the present session, I deem it advisable to invite attention to a measure connected with Internal Improvements in our State. It is gratifying to know that capitalists abroad are anxiously seeking information respecting the latent resources of Alabama, with a view of determining the question of making investments to develop them. Special inquiry is now being made in reference to the practicability of improving some of our rivers, so as to increase their navigable facilities. Some of the richest iron mines and coal fields of the State are situated on and near the upper Coosa, which is but partially navigated, and the Cahaba, and upper Warrior, which are not navigable at all. Capitalists who are inclined to invest in these mines and fields very naturally take into consideration the means of transporting their products to market. Hence the interest that is manifested in regard to the feasibility of rendering those streams navigable.

In view of all this, I am inclined to think the public interest would be materially advanced by making provision for obtaining reliable facts on this subject. This could be done by a limited appropriation, to be applied to the survey of the rivers mentioned. It is true that the Coosa river was recently surveyed under State authority ; and the ascertained facts resulting from the survey, are highly satisfactory. But the

money appropriated for the purpose was exhausted before some of the impediments in the lower part of the river were as thoroughly examined as was desired by the commissioner who made the survey. A comparatively small expenditure would now develop all the additional information requisite to a thorough understanding of the whole question of rendering the Coosa river navigable for large boats. It will not require a large amount to survey the Cahaba and the upper Warrior.

It is of course not proposed that the State shall undertake the work of opening these rivers, even if its entire feasibility should be ascertained. Under our State Constitution, enterprises of that character are very properly left to private capitalists. But it seems to me that the State would largely contribute to the public welfare by officially obtaining and publishing such information as would serve as a guide to private individuals in deciding the question of turning such improvements to practical and profitable account.

In making these surveys, much valuable information might be incidentally collected, in regard to the mineral and other resources of the regions through which these streams flow. Our State abounds in rich iron beds and coal fields; they are already attracting the notice of capitalists, although the facts as to their real value are but imperfectly known. With correct information properly disseminated, there is every reason to believe that the requisite capital would be brought into the State to open up communication with our mineral regions, either by improving rivers, or building railways.

In any event, we should do everything that is practical to invite capital among us. Much might be accomplished in this way, by circulating reliable information respecting our material resources.

For these general reasons, I respectfully recommend an appropriation of such amount as the General Assembly may deem proper, to be applied to a survey of the rivers named, and the mineral regions contiguous to them. Capitalists abroad are frequently applying for information in reference to these rivers and mines; and the object desired is to collect it in an authentic form at as early a day as practicable.

I deem it proper, also, to refer to a serious evil existing in this State, which seems to call for a legal remedy. On the files of this Department, there is ample evidence of the existence of an organization in some parts of the State, whose members have committed acts which show conclusively that they aim at the accomplishment of purposes that are wholly unwarranted by law. Bands of disguised men have appeared in

various localities, particularly in North Alabama, and by threats and violence, intimidated and maltreated peaceful and unoffending citizens. It is charged from responsible sources, that in some cases, harmless and defenceless persons have been subjected to personal indignities and assaults of the gravest character.

All this is inconsistent with the peace, quiet, good order, and subordination to law, which it is the first duty of all governments to maintain; and it is clearly a duty incumbent upon the proper authorities, to inquire what measures are necessary to remedy the admitted evil. Good and law-abiding citizens are entitled to the law's protection; and yet many such have suffered at the hands of men, whose disguise secures them against detection. If existing laws are not sufficient to reach this class of offenders, it is manifestly proper that suitable laws for this purpose should be enacted.

At the same time this subject should be approached with all due care. If additional legislation be found necessary, full and precise information should be obtained, so that the law can be framed in such a manner as to accomplish the desired object. With this view, I respectfully suggest that a joint committee of the two Houses be appointed, to collect and reduce to practical form the facts in relation to the conduct of disguised men, either by visiting localities where they have appeared in public, or otherwise, as may be deemed best.

It is solely in the interest of law, public peace, and general tranquillity, that I refer to this subject. I feel that we may confidently rely upon the hearty co-operation of all good citizens in seeking an appropriate remedy for this evil.

Preparations are now being made for a State Agricultural Fair, which will be opened near the city of Montgomery in a few days. This is an enterprise of public importance, and I think it is deserving of recognition and encouragement at the hands of the State. I therefore recommend that a limited appropriation be made in behalf of this Fair, to be paid from the State Treasury to Mr. S. G. Reid, to whose exertions we are largely indebted for this highly useful and praiseworthy enterprise, and who has incurred much expense in connection with it.

WILLIAM H. SMITH.

On motion of Mr. Malone, five thousand copies of the Governor's message was ordered printed for the use of the House.

On motion of Mr. Hardy, the House took a recess until 11

A. M., to allow the joint committee to confer and make a report.

At 11 o'clock the House was called to order by the Speaker.

Leave of absence was granted to Mr. Harris of Limestone, for to-day and to-morrow.

The committee not being ready to make a report, the House took an informal recess, to be called together by the Speaker.

At 12 o'clock the Speaker called the House to order.

Message from the Senate.

SENATE CHAMBER, }
Nov. 9, 1868. }

Mr. Speaker:

The Senate has originated and adopted the following joint resolution:

Resolved, by the Senate, (the House concurring), That this annual session be continued longer than thirty days, the limit of the annual session as provided by the Constitution of the State of Alabama, article 4, section 2.

M. P. BLUE,
Secretary of Senate.

Mr. Hardy moved the adoption of the joint resolution, and that the vote be taken by ayes and nays.

Those who voted aye were, Messrs. Attaway, Baker, Bell, Blandon, Brewington, Burton, Carraway, Chisholm, Corprew, Cox, Daniel, Dereen, Diggs, Drawn, Emmons, Fister, Greene, Gregory, Hardy, Hill, Holman, Houston, Inge, Jennings, Jones of Madison, Kendrick, Kennemer, Lawrence, Lewis, Lore, Malone, McCalley, Moore, Rice, Richardson, Rose, Sanford, Shaw, Speed, Simmons, Smith, Stroback, Taylor of Chambers, Taylor of Winston, Tucker, Turner, Vanzandt, Weaver, White, Wilson, Yates and Speaker—55.

Those who voted nay were, Messrs. Hart, Hubbard, Hurt, Masterson, Mastin, Mancell, Reeves, Ronayne, Thompson, Walker and White—11.

Two-thirds having voted for the resolution it was declared adopted.

Mr. Hardy introduced the following resolution—

Which was adopted:

Resolved, That that portion of the Governor's message relating to internal improvements be referred to the committee on internal improvements; that portion relating to perpetration of outrages and lawlessness in the State of Alabama, be

referred to the judiciary committee; and that portion relating to an appropriation relating to the State Fair, be referred to the committee on finance.

Mr. Hubbard introduced the following resolution—

Which was adopted :

Resolved, That the Auditor and Treasurer are hereby requested to make their report to this House required by sections four hundred and fourteen, (414), and four hundred and twenty-two, (422), of the Revised Code of Alabama.

Mr. Dereen, by permission, introduced the following bills—

Which were read first and second time and referred to the judiciary committee:

A bill to amend section 2131 of the Revised Code of Alabama;

A bill for the relief of persons who gave a deed of trust on their lands or other property before the war ;

A bill to protect the estates of minors and deceased persons in the State of Alabama.

Mr. Dereen introduced the following bill—

Which was read twice and referred to the committee on local legislation :

A bill to remove the county seat of Marengo county from Linden, in said county, to the city of Demopolis, in said county;

Mr. Jennings introduced the following bill—

Which was read twice and referred to the committee on local legislation:

A bill to change the county seat of the county of Russell ;

Mr. Neville a bill—

Which was read twice and referred to the judiciary committee:

A bill to repeal an act entitled an act to amend sections 3, 8 and 13 of an act in reference to the chancery courts of Alabama.

Mr. Malone—

A bill, which was read twice and referred to the judiciary committee, to be entitled

An act to authorize the Governor to fill vacancies in certain county offices.

Mr. Lawrence—

A bill to divide the commissioners' districts ;

Read first and second times, and referred to committee on local legislation.

Mr. Hubbard—

A bill to allow appeals to the supreme court in certain cases;

Read first and second times, and referred to judiciary committee.

Mr. Simmons—

A bill to amend section 3539 of the Revised Code of Alabama ;

Read first and second times, and referred to the judiciary committee.

Mr. Harrington—Mr. Burton in the chair—the following bills, which were read the first and second times, and referred to the judiciary committee :

A bill for the relief of John A. Greathouse of Macon county ;

A bill to relieve Fernando B. Poe from the disabilities of minority.

Mr. Masterson—

A bill to amend section 2126 of the Revised Code of Alabama ;

Read first and second time, and referred to judiciary committee.

Mr. Neville offered the following resolution, which was adopted :

Resolved, That a committee of three be appointed by the Speaker, whose duty it shall be to inquire what counties are without the proper representation.

The House adjourned until 10 o'clock to-morrow.

EIGHTH DAY.

HOUSE OF REPRESENTATIVES, }
Tuesday, Nov. 10, 1868. }

House met pursuant to adjournment.

Prayer by Rev. Mr. Vanzandt.

Journal of yesterday was read and approved.

Mr. Hardy, from the judiciary committee, to whom was referred that part of the Governor's message relating to outrages, armed bands of outlaws, &c., made the following report, which was adopted :

To the Honorable House of Representatives :

Your committee upon the judiciary, to whom was referred that part of the Governor's message which relates to outrages by armed bands of outlaws, on good and law-abiding citizens of this State, beg leave to report that they have had the same

under consideration, and respectfully recommend the adoption of the following

JOINT RESOLUTIONS :

Resolved by the House, (the Senate concurring,) That a joint committee, in accordance with the recommendation of his excellency Governor Wm. H. Smith in his special message, of three on the part of the House, and two from the Senate, be appointed by the Speaker of the House and President of the Senate, whose duty it shall be to investigate the recent outrages perpetrated by armed bands of outlaws, upon members of this Legislature and law-abiding citizens of this State, and to report by bill or otherwise at the earliest day practicable what measures may be necessary for the vindication of the law, and future peace of the State.

Resolved further, That said committee shall have power to adjourn from time to time, and from place to place, and to send for persons and papers, and to punish for contempt any one who may refuse to obey, or who may attempt to evade or avoid its mandates, or in any other way obstruct its investigations.

Resolved further, That it shall be the duty of any sheriff, deputy sheriff, coroner, constable, or other executive officer of this State, to obey, execute and return, if required so to do, any process that may be issued by said committee through its chairman.

Resolved further, That said committee shall have power to employ whatever clerks or reporters it may deem necessary.

JOHN HARDY, Chairman,
E. F. JENNINGS,
THOS. D. FISTER,
JOHN CARRAWAY,
BENJ. B. WILSON,
D. L. NEVILLE.

Message from the Senate.

SENATE CHAMBER, }
November 10, 1868. }

Mr. Speaker :

The Senate has originated and passed the following bills :

A bill to be entitled an act for the relief of the sheriff of Coosa county;

A bill to be entitled an act supplementary to an act approved August 3d, 1868.

Your obedient servant,

M. P. BLUE,

Secretary.

Mr. Hubbard moved to amend the report of the judiciary committee, by striking out the word "outlaw," wherever it occurs, and insert the words "disguised men."

On motion of Mr. Hardy, the amendment of Mr. Hubbard was laid on the table.

Mr. Emmons introduced the following joint resolutions;

Which was read three times and placed on its final passage, on which the ayes and nays were called :

JOINT RESOLUTIONS.

Be it resolved by the House, (the Senate concurring,) That a committee of three from the House and two from the Senate, be appointed to investigate the alleged frauds, acts of violence and intimidations at the late elections in various counties in the State, and that they shall have power to employ such assistance as they may deem necessary, and shall have authority to send for persons and papers.

2d. Resolved, that all civil officers and other persons are hereby required to give any information, and to render every assistance in their power when called on by said committee in prosecuting their work.

3d. Resolved, That the vote of these counties, when such frauds, acts of violence and intimidation are alleged, shall not be enrolled on the result of the election in this State, or announced until said committee makes its report and action is taken thereon by the Legislature.

4th. Resolved, That this committee shall proceed immediately to its work and shall report as soon as practicable.

Those who voted for the resolutions were, Messrs. Armstrong, Alley, Ard, Alston, Attaway, Baker, Bell, Blandon, Brewington, Burton, Candee, Chisholm, Cox, Daniel, Diggs, Drawn, Emmons, Fister, Gregory, Haley, Hart, Hill, Holman, Houston, Jennings, Jones of Madison, Lewis, Lawrence, Lore, McCalley, Newsom, Richardson, Ronayne, Rose, Sanford, Shaw, Speed, Smith, Tucker, Turner, Weaver, White, Williams, Wilson and Speaker. Total, 46.

Those who voted against the resolutions were, Messrs. Carraway, Corprew, Hubbard, Hurt, Kendrick, Mastin, Moore,

Mancell, Neville, Reeves, Rice, Stroback, Taylor of Winston, Thompson, Vanzandt and Walker. Total, 15.

Mr. Gregory introduced the following bill ;

Which was read first and second time and referred to judiciary committee :

A bill to secure complete records in the courts in the State of Alabama.

Mr. Malone introduced the following bill ;

Which was read first and second times and passed :

The ayes and nays were called on said bill.

A bill to provide for the pay of the members and officers of the present General Assembly of Alabama.

Those who voted for the bill were, Messrs. Ard, Alston, Attaway, Baker, Bell, Blandon, Brewington, Burton, Candee, Carraway, Chisholm, Corprew, Cox, Diggs, Emmons, Fister, Greene, Haley, Hardy, Hart, Hill, Holman, Houston, Inge, Jennings, Jones of Madison, Kendrick, Lewis, Lawrence, Lore, Malone, McCalley, Mancell, Neville, Rice, Ronayne, Rose, Shaw, Speed, Simmons, Smith, Taylor of Winston, Turner, Vanzandt, Walker, Weaver, White, Williams, Wilson, Yates and Speaker. Total, 51.

Those who voted against the bill were, Messrs. Reeves, Stroback and Thompson. Total, 3.

Mr. Chisholm introduced the following bill ;

Which was read first and second times and referred to judiciary committee :

A bill to amend section 4340 of the Revised Code.

Mr. Yates, two bills ;

Which were referred to their respective committees :

A bill to authorize the commissioners court of Conecuh county to levy a special tax ;

Referred to committee on local legislation ;

A bill to incorporate Melena Log Driving Company ;

Read first and second times and referred to committee on internal improvements.

Mr. Jennings, from the committee on local legislation, made the following report :

To the Members of the House of Representatives of Alabama :

Your committee on local legislation, to whom was referred a bill to be entitled a supplementary act to change the county seat of Russell, have had the same under consideration, and a majority of said committee have instructed me to report favorably on said bill and recommend its passage.

E. F. JENNINGS, Chairman *pro tem*.

Mr. Hubbard introduced the following bills ;

Which were referred to the judiciary committee :

A bill to authorize the circuit court of Crenshaw county to hold two weeks at each term, and fixing the time for holding such term ;

A bill to be entitled an act to amend section 3489 of the Revised Code.

On motion of Mr. Jennings, the bill to change the county seat of Russell ;

Was read the third time, passed and sent to the Senate.

Mr. Mancell introduced a bill ;

Which was read first, second and third times and passed :

A bill to repeal a special tax passed by the General Assembly.

Mr. Vanzandt, a bill—

To change the boundary line between the counties of Coosa and Elmore ;

Was read twice under a suspension of the constitutional rule and referred to the committee on county boundaries.

Mr. Hardy, from the judiciary committee, to whom was referred the bill for the relief of John A. Greathouse, made the following report ;

Which was adopted ;

Read three times under a suspension of the constitutional rule and passed, and sent to the Senate :

To the Honorable House of Representatives :

Your committee upon the judiciary, to whom was referred the bill to be entitled an act for the relief of John A. Greathouse, of Macon county, have had the same under consideration, and beg leave to report favorably upon the same, and recommend its passage.

JOHN HARDY,
Chairman.

Mr. Hardy introduced the following bills, which were read under a suspension of the rules a second time, and referred to their respective committees :

To form the new county of Escambia ;

Referred to the committee on local legislation.

To ratify certain ordinances ;

Referred to judiciary committee.

To protect officers in this State ;

Referred to judiciary committee.

To define the boundary lines between Dallas and Perry counties ;

Referred to the committee on county boundaries.

To exempt papers from being stamped ;

Referred to the committee on ways and means.

Leave of absence was granted Mr. Jones of Tuskaloosa.

Leave of absence was granted to Mr. Childress, of Talladega.

On motion, the House adjourned until 9 o'clock to-morrow morning.

NINTH DAY.

HOUSE OF REPRESENTATIVES, }
November 11, 1868. }

House met pursuant to adjournment.

Prayer by the chaplain.

Journal of yesterday read and approved.

Message from the Senate.

SENATE CHAMBER, }
November 11, 1868. }

Mr. Speaker :

The House has passed House joint resolution, as follows :

Joint resolution to appoint a joint committee,

M. P. BLUE,
Secretary of Senate.

The following bills were introduced, read first and second times and referred to the judiciary committee :

Mr. Baker, a bill—

To make Mrs. Rachel Marks a free dealer ;

Mr. Vanzandt, a bill—

To repeal section 2 of Ordinance No. 2, adopted September-21st, 1865 ;

To punish trespass by camp hunters in Coosa county ;

For the relief of Lucy Freeman of Coosa county ;

Mr. Hardy, a bill—

Fixing the day for the annual meeting of the General Assembly ;

To repeal from section 596 to 618 of the Revised Code of Alabama ;

To extend the force of a certain ordinance ;

Mr. Burton, a bill—

To amend section 4053 of the Revised Code ;

Mr. Simmons, a bill—

To authorize the probate court to render decrees for the purchase money in certain cases ;

Mr. Burton, bills—

To amend section 3996 of the Revised Code ;

To simplify the titles to real property ;

Mr. Thompson, a bill—

To ratify the election of officers in Montgomery county on the 4th, 5th, 6th, 7th and 8th of February last ;

Mr. Williams, a bill—

For the relief of Marion Abercrombie, of the county of Montgomery ;

Mr. Corprew, a bill—

To make Elizabeth Jane Edwards, wife of Thomas Edwards of Tallapoosa county, a free dealer ;

Mr. Mancell, a bill—

For the relief of the officers of Covington county.

The following bills were introduced, read first and second times, and referred to the committee on local legislation ;

Mr. Emmons, a bill—

To authorize the court of county commissioners of Clay county to levy a special tax upon the State tax, not to exceed 75 per cent., for the purpose of building a jail in the said county ;

Mr. Emmons, a bill—

To provide for the payment of a salary to the sheriff and circuit clerk of Dallas county, and for other purposes ;

Mr. Hardy, a bill—

For the relief of C. P. Farley of Montgomery county ;

Mr. Sanford, a bill—

For the relief of W. B. Cooley, late tax collector of Jefferson county.

Mr. Hardy introduced the following bills, which were referred to the committee on corporations :

A bill to amend the charter of the Alabama Mutual Life Insurance company ;

Mr. Burton—

A bill fixing the pay of the collectors of taxes assessed in the year 1868 ;

Referred to the committee on fees and salaries.

Mr. Tucker introduced the following bill—

Which was laid upon the table :

A bill for the relief of John Crow, of Lee county.

The Speaker presented the credentials of Mr. Arthur, of Montgomery county, who was duly sworn in, and name entered on the roll.

Senate bills—

A bill for the relief of the sheriff of Coosa county ;

Read first and second time, and referred to the committee on the judiciary ;

A bill to authorize the issuance of suits in certain cases ;

Read first and second time, and referred to the judiciary committee ;

A bill supplementary to an act, approved August 3d, 1868 ;

Read first and second time, and referred to the judiciary committee ;

Mr. Carraway introduced the following bills—

Which were read first and second time, and referred to the judiciary committee :

A bill to make valid a marriage solemnized between Edmund Andrews and Mary Strimple, otherwise called Mary Reynolds ;

A bill to invest Edmund Andrews with the legal title to certain real estate in the city of Mobile.

Message from the Senate :

SENATE CHAMBER, }
November 11, 1868. }

Mr. Speaker :

A bill to be entitled an act to extend the time for the collection of taxes in Greene county.

Very respectfully,

Your obedient servant,

M. P. BLUE,

Secretary of Senate.

Message from the Senate.

SENATE CHAMBER, }
November 11, 1868. }

Mr. Speaker :

The Senate has originated and passed the following bill :

A bill to be entitled an act for the relief of J. C. Thompson, of Choctaw county.

M. P. BLUE, Secretary.

Mr. Hardy, from the judiciary committee, reported favorably on the following bills ;

Which was concurred in ;

The bills read third time, and passed :

A bill to amend section 2131 of the Revised Code ;

A bill to repeal an act entitled an act to amend section 3, 8 and 13 of an act in reference to the chancery court of Alabama ;

A bill to authorize the Governor to fill vacancies in certain counties ;

A bill to allow appeals to the supreme court in certain cases ;

A bill to protect the estates of minors and deceased persons in the State of Alabama ;

A bill to amend section 2126 of the Revised Code ;

A bill to relieve Fernando B. Poe of the disabilities of minority ;

Mr. Hardy, from the judiciary committee, reported adversely on the following bill ;

Which was concurred in :

A bill to amend section 3539 of the Revised Code.

Mr. Hubbard introduced the following bill :

Which was read first and second time, and referred to the judiciary committee, with instructions to report to-morrow :

A bill to provide for the sale of land and other property of insolvent estates.

Mr. Daniel—

A bill for the relief of Andrew Smith, of Marshall county ;

Read first and second time and referred to the judiciary committee.

Mr. Hardy presented the following petition :

Which was read and referred to a special committee of seven.

MONTGOMERY, ALA., }
Nov. 10, 1868. }

To the Hon. George S. Harrington, Speaker,
and member of House of Representatives :

I would respectfully show unto your honorable body, that at an election held in the county of Chambers, in this State, on the 3d instant, for the purpose of electing a representative for said county, to fill the vacancy occasioned by the resignation of the Hon. B. B. McCraw, and according to said election,

I being duly elected, ask to be allowed to take my seat as representative from said county.

Respectfully,

JOHN M. WOOD.

The chair appointed on said special committee, the following members :

Messrs. Malone, Austin, Shaw, Walker, Stroback, Reeves, and Armstrong.

The chair announced the appointment of Mr. Malone in place of Mr. Thweatt, on the judiciary committee.

Mr. Emmons introduced the following bill—

Which was read first and second time and referred to the judiciary committee:

A bill to confirm the right of the city of Selma to collect wharfage.

On motion of Mr. Hardy, the House took up the unfinished business of last session, (July).

Senate engrossed bill—

Providing for the appointment of a joint committee to investigate the condition of railroads in this State ;

Read a second time and referred to the committee on roads and highways.

Senate engrossed bill—

To amend an ordinance of the constitutional convention to stay the collection of debts ;

Read a third time and passed.

Message from the Senate.

SENATE CHAMBER, }
Nov. 11, 1868. }

Mr. Speaker :

The Senate has originated and passed the following bill :

A bill to be entitled an act for the more effectual enforcement of the criminal laws and ordinances in the city of Mobile.

M. P. BLUE,

Secretary of Senate.

A bill to preserve order at elections ;

Read once and laid on the table.

Senate engrossed bill—

For the more effectual enforcement of the criminal laws and ordinances in the city of Mobile ;

Read first and second time and referred to a special committee of three.

The chair appointed on said committee :

Messrs. Emmons, Hart and Gregory.

The chair announced the resignation of Mr. Thweatt as chairman of the committee on local legislation, and the appointment of Mr. Corprew in his place.

House adjourned until 10 o'clock A. M., to-morrow.

TENTH DAY.

HOUSE OF REPRESENTATIVES, }
November 12, 1868. }

House met pursuant to adjournment.

Prayer by the chaplain.

Journal of yesterday was read and approved.

Mr. Moore announced the presence of Mr. Evans, the member elect from Choctaw county, who was duly sworn in and his name entered upon the roll.

CALL OF COUNTIES.

Mr. Baker, a bill—

To authorize Dr. Jas. H. Jarrett of Autauga county, to practice medicine and collect for the same ;

Read first and second time and referred to the committee on ways and means.

Mr. Baker, a bill—

To make Mrs. H. Robinson a free dealer ;

Read first and second time and referred to the judiciary committee.

Mr. White, a bill—

For the relief of Jno. B. Billingsly of Blount county ;

Read first and second time and referred to the committee on local legislation.

Mr. Fister, a bill—

To repeal section 3520 of the Revised Code ;

Referred to the judiciary committee.

Message from the Senate.

SENATE CHAMBER, }
Nov. 12, 1868. }

Mr. Speaker :

The Senate has originated and passed the following bill :

A bill to be entitled an act to authorize the coroner of Barbour county to appoint a deputy coroner.

M. P. BLUE, Secretary

Mr. Bell, a bill—

To prevent oppressive prosecutions;

Read first and second time and referred to the judiciary committee.

Mr. Vanzandt, a bill—

To make Lucy Freeman of Coosa county a free dealer;

Read first and second time and referred to the judiciary committee.

Mr. Mancell, a bill—

For the relief of tax payers of Covington county;

Read first and second time and referred to the committee on ways and means.

Mr. Emmons, a bill—

To repeal an act to incorporate the Tuskaloosa Scientific and Art Association;

Read the first and second time and referred to a special committee of five.

The chair appointed on said committee the following members:

Messrs. Hart, Armstrong, Emmons, Carraway and Fister.

Message from the Senate.

SENATE CHAMBER, }
November 12th, 1868. }

Mr. Speaker:

The Senate has originated and passed the following bill:

A bill to be entitled an act for the relief of E. B. Lott, tax collector of Mobile county.

Very respectfully,

M. P. BLUE,
Secretary.

Mr. Sanford—

A bill to declare Catherine Hoover of Jefferson county a free dealer;

Read first and second times, and referred to committee on local legislation.

Mr. Smith offered an amendment;

Which was laid on the table.

Mr. Jennings—

A bill for the protection of Alabama for certain school lands that have been or may hereafter be sold ;

Read first and second times, and referred to committee on the judiciary.

Mr. Neville—

A bill for the relief of T. A. Sevmour of Monroe county ;

Read first and second times, and laid upon the table.

Mr. Burton—

A bill for the relief of certain defendants in certain judgments and claims ;

Read first and second times, and referred to the judiciary committee.

Mr. Burton—

A bill to amend section 3555 of the Revised Code ;

Read first and second times, and referred to the judiciary committee.

Mr. Carraway introduced the following joint resolution, which was read the first, second and third times, and passed :

JOINT RESOLUTION.

Resolved, (the Senate concurring,) That a committee of two on the part of the House, and one from the Senate, to be appointed by the Speaker of the House and President of the Senate, whose duty it shall be to examine the government property situated in the town of Talladega, which the United States government proposes to put in the possession of this State, and report to this General Assembly what legislation is necessary to convert said buildings and property into an orphan asylum for colored children.

Mr. Arthur—

A bill to fix the time of holding the city court of Montgomery ;

Read the first and second times, and referred to judiciary committee.

Mr. Jones of Tuskaloosa—

A bill to authorize the commissioners' court of Tuskaloosa county to issue bonds, and for other purposes ;

Read first and second times, and referred to the committee on ways and means.

Mr. Fister, from the judiciary committee, reported favorably on the following bills :

A bill for the relief of persons who gave a deed of trust upon their lands or other property before the war.

The yeas and nays were called on the passage of the bill.

Those who voted for the bill were :

Messrs. Burton, Dereen, Hardy and Holman—4.

Those who voted against the bill were :

Messrs. Arthur, Attaway, Baker, Bell, Blandon, Brewington, Candee, Carraway, Chisholm, Cooper, Cox, Daniel, Diggs, Drawn, Emmons, Evans, Fister, Greene, Gregory, Harris, Hart, Houston, Hubbard, Hurt, Jones of Madison, Jones of Tuskalooza, Kendrick, Kennemer, Lewis, Lore, Masterson, Mastin, Malone, McCalley, Moore, Neville, Ninninger, Newman, Reeves, Rice, Richardson, Ronayne, Sanford, Shaw, Speed, Stroback, Taylor of Chambers, Taylor of Winston, Thompson, Tucker, Turner, Vanzandt, Walker, Weaver, Williams, White, Wilson, Yates—58.

A bill to amend section 3489 of the Revised Code ;

Favorably, and ordered engrossed for a third reading.

A bill to ratify certain ordinances ;

Favorably, and ordered engrossed for a third reading.

A bill to secure complete records in the courts in the State of Alabama ;

Favorably ; report concurred in, and bill read a third time and passed.

A bill to protect officers in this State ;

Favorably ; ordered engrossed for a third reading.

A bill to authorize the circuit court of Crenshaw county to hold two weeks at each term, and fixing the time for holding such terms ;

Favorably ; concurred in, and read third time and passed.

Mr. Fister introduced the following joint resolution ;

Which was indefinitely postponed :

Resolved, (the Senate concurring), That the Speaker of the House appoint a committee of two, and the President of the Senate a committee of one, to act as a joint committee to compile and harmonize the statutes of this State with the Constitution of the State, and the ordinances adopted by the State convention that assembled in Montgomery on November 5, 1867, and that said joint committee be authorized to employ such assistance as they may deem necessary, and report the result of their labor back to this General Assembly at as early a day as practicable.

Mr. Emmons, from the special committee, to whom was referred the bill for the more efficient enforcement of the criminal laws and ordinances in the city of Mobile—

Reported favorably and recommended the passage of the bill ;

Which was concurred in and the bill read a third time and passed.

Mr. Dereen, from the committee on county boundaries, to whom was referred the bill to form a new county from portions of Baldwin and Conecuh, to be called Escambia, reported a substitute ;

Which was adopted,

And was read three times under a suspension of the constitutional rule and passed.

Mr. Corprew, from the committee on local legislation, reported favorably upon the following bill :

To remove the county seat of Marengo county from Linden, in said county, to the city of Demopolis ;

Report concurred in.

Read three times and passed, under a suspension of the rule.

Mr. Moore called up the bill—

To authorize the summoning of a jury before the county court of Coffee county in certain cases ;

Read first, second and third times and passed ; certified, and sent to Senate.

Mr. Burton called up Senate bill—

For the relief of Jerome C. Thompson, of Choctaw county, Alabama ;

Read first and second times.

The House then adjourned until 9 o'clock to-morrow.

ELEVENTH DAY.

HOUSE OF REPRESENTATIVES, }
November 13, 1868. }

House met pursuant to adjournment.

Prayer by the chaplain.

Journal of yesterday was read and approved.

Mr. Vanzandt introduced the following resolution ;

Which was adopted :

Resolved, That this House do now proceed to the election of an enrolling clerk, to fill the place of Mr. Appleby, until his arrival and entering upon the duties of enrolling clerk.

Mr. Ronayne nominated Mr. Farden ;

Mr. Malone nominated Mr. Richards ;

Mr. Hart nominated Mr. Gardner ;

Mr. Gregory nominated Mr. Clarke ;
 Mr. Emmons nominated D. C. Robinson ;
 Mr. Sanford nominated J. B. Cloud.

On taking the vote, the following was the result :

Mr. Farden.....	27
Mr. Robinson.....	5
Mr. Cloud.....	1
Mr. Gardner.....	15
Mr. Richards.....	1

Neither candidate having received a majority, the House proceeded to ballot again, which resulted as follows :

Mr. Farden	20
Mr. Gardner.....	29
Mr. Richards.....	21

Neither candidate having received a majority, the House proceeded to ballot a third time, which resulted as follows :

Mr. Gardner.....	53
Mr. Richards.....	19

Mr. Gardner having received a majority of the votes cast, was declared duly elected enrolling clerk, as per resolution.

Mr. Moore presented the credentials of Mr. E. E. Fidler, from the county of Henry, who took the oath of office, and his name was entered on the roll of the House.

Mr. Cox introduced the following resolution, which was adopted :

Resolved, That an assistant Hall tender be appointed by the Speaker of the House for the present term.

CALL OF THE COUNTIES.

Mr. Hart introduced the following bill ;

Which was read first and second times and referred to committee on local legislation :

A bill for holding the probate court of Butler county in the city of Montgomery.

Mr. Wilson, a bill to amend section 2061 of the Revised Code of Alabama ;

Read first and second times and referred to the judiciary committee.

Mr. Reeves, a bill requiring the clerks of circuit courts, registers in chancery and judges of probate, to endorse the names of attorneys on executions ;

Read first and second times and referred to committee on the judiciary.

Mr. Mancell, a bill to change the county boundaries between Crenshaw and Covington counties ;

Read first and second times and referred to committee on county boundaries.

Mr. Hardy, a bill to amend an act, approved August the 19th, 1868 ;

Read first and second times and referred to the committee on the judiciary.

Mr. Hardy, a bill to repeal section 3616 of the Revised Code of Alabama ;

Read first and second times and referred to the judiciary committee.

Mr. Hardy, a bill to regulate vendors' lien ;

Read first and second times and referred to committee on judiciary.

Mr. Hurt, a bill to restrain the tax collector of Limestone county from collecting the tax authorized to be assessed by an act to authorize the court of county commissioners of Limestone county, State of Alabama, to subscribe to the capital stock of the Tennessee and Alabama Central Railroad Company ;

Read first and second times and referred to the committee on the judiciary.

Mr. Daniel introduced the following joint resolution ;

Which was read and postponed until 12 o'clock Monday, and made special order of the day :

Resolved, That a committee of two from the House and one from the Senate, to be appointed by the speaker of the House and President of the Senate, whose duty it shall be to compare the Revised Code of Alabama, and all other acts of legislation that is in existence in the State of Alabama, in the form of law, and report to this legislature as soon as possible, and recommend how the acts or parts of acts should read to be in conformity with the constitution.

Mr. Burton, a bill to establish a system of revenue and taxation ;

Read first and second times and referred to committee on ways and means.

Mr. Springfield, a bill concerning insolvent estates ;

Read first and second times and referred to judiciary committee.

Mr. Hubbard, a bill to repeal an act to authorize the appointment of a guardian *ad litem* in each county ;

Read first and second time and referred to the judiciary committee.

Mr. Springfield, a bill to authorize the court of county commissioners of St. Clair, Calhoun, Franklin and Bibb counties to levy an additional tax for the year 1869 to pay off the indebtedness of said counties;

Read the first and second times and referred to the judiciary committee.

Mr. Springfield, a bill to authorize James Simpson, of St. Clair county, to practice medicine and to charge therefor;

Read first and second times and referred to the judiciary committee.

Mr. Thweatt, a bill to establish a fireman's aid association;

Read first and second times and referred to special committee on lotteries.

Mr. Thweatt, also, a bill to appoint administrators, &c.;

Read first and second times and referred to the judiciary committee.

Message from the Senate as follows :

SENATE CHAMBER, }
November 9, 1868. }

Mr. Speaker :

The Senate has originated and passed the following bills :

A bill to empower the Governor to appoint a judge of the county court of Calhoun county;

A bill supplementary to an act entitled an act to change the county seat of the county of Russell.

Respectfully,

M. P. BLUE,
Secretary.

Mr. Hardy, from the judiciary committee, reported favorably on the following bills ;

Which reports were concurred in,

And the bills read a third time, and passed:

A bill for the relief of the sheriff of Coosa county ;

A bill to authorize the institution of suits in certain cases ;

A bill supplementary to an act approved August the 3d, 1868.

Mr. Vanzandt, from the committee on corporations, to whom was referred the bill to alter and amend the charter of the Alabama Mutual Life Insurance Company, of Selma ;

Reported the same back to the House, and recommended its passage ;

Report concurred in ;

Bill read third time and passed,

Mr. Corprew, from the committee on local legislation—
Reported favorably on the following bills ;
Which reports were concurred in by the House,
And read a third time and passed :

A bill to authorize the court of county commissioners of the county of Clay, to cause to be levied a special tax upon the State tax not to exceed 75 per centum, for the purpose of building a jail for said county ;

A bill to authorize the commissioners court of Conecuh county to levy a special tax ;

A bill for the relief of W. B. Corley, late tax collector of Jefferson county ;

Ordered engrossed for a third reading.

A bill to divide the commissioners districts.

Mr. Corprew, from the committee on local legislation—
Reported adversely on the following bills :

A bill to provide for the payment of a salary to the sheriff and clerk of the circuit court of Dallas county, and for other purposes ;

Recommitted to the committee.

A bill for the relief of C. P. Tordy, of Montgomery county ;
Report concurred in.

Mr. Dereen, from the committee on counties and county boundaries, to whom was referred—

The bill to define the boundary line between the counties of Dallas and Perry ;

Reported favorably thereon, report concurred in, and
Bill read a third time and passed.

Mr. Carraway, the following bill ;

Which was read first and second times, and referred to the committee on local legislation :

A bill to prevent illegal and outrageous treatment of colored passengers upon the street cars in the city and county of Mobile.

The House adjourned until 9 o'clock to-morrow.

TWELFTH DAY.

HOUSE OF REPRESENTATIVES, }
November 14, 1868. }

House met pursuant to adjournment.

Prayer by the chaplain.

Journal read and approved.

Mr. Brantley, from the county of Dallas, presented his credentials as member elect, to fill the vacancy occasioned by the death of G. W. Cole, from said county ;

He was duly sworn in, and his name entered on the roll.

Messrs. Benjamin Alexander and A. R. Davis, presented their credentials as members elect from Greene county, who were sworn in, and their names entered upon the roll.

Mr. Matt Avery, from Perry county, presented his credentials as member elect from said county, to fill the vacancy occasioned by the death of Thomas Lee, of said county. He was sworn in, and his name entered upon the roll.

Message from the Senate.

SENATE CHAMBER, }
November 14, 1868. }

Mr. Speaker :

The Senate has originated and passed the following bills :

A bill to repeal section 3939 of the Revised Code, and for other purposes ;

A bill for the relief of Hugh Albin Cooper, of Tuscaloosa county.

Respectfully,

M. P. BLUE,
Secretary of Senate.

CALL OF THE COUNTIES.

Mr. Holman, a bill to provide for the pay of the returning officers of the Presidential election ;

Read a second time and referred to the committee on ways and means.

Mr. Taylor of Chambers, a bill to authorize J. F. Hammond to establish a gift jewelry enterprise in Montgomery, one in Eufaula, and two in Mobile, in this State ;

Which was laid on the table.

Mr. Reeves, a bill to authorize judges of probate to make amendments *nunc pro tunc* ;

Read a first and second time and referred to the judiciary committee.

Mr. Reeves, to construe sections 1234 of the Revised Code of Alabama, and to define the rights and privileges of regular graduates of medical colleges in the United States ;

Was read a second time and referred to the committee on the judiciary.

Mr. Hardy, to repeal certain acts of incorporation ;

Was read twice under a suspension of the constitutional rule, and referred to the committee on corporations.

Mr. Moore, to remove the administration of the estate of Wm. F. Pool, of Russell county, to probate court of Coffee county ;

Was read a second time and referred to committee on judiciary.

Mr. Tucker of Lee, to amend paragraph 10, of section 1, article 3, Revised Code ;

Mr. Jennings, to amend section 2555 of the Revised Code ;

Which bills were read twice and referred to the judiciary committee.

Mr. Jennings, to prohibit the dismissal of any civil suit in this State for defects of pleading of parties ;

Read twice and referred to the judiciary committee.

Mr. Stringer called up bill for the relief of Wm. Stringer, of Morgan county ;

Read twice and referred to the committee on local legislation.

Mr. Smith, for the relief of Chas. S. England, of Morgan county ;

Read twice and referred to the committee on accounts and claims.

Mr. Lewis, for the relief of Mrs. Wilhemina Bordine, of Perry county ;

Read twice and referred to judiciary committee.

Mr. Inge, a bill for the relief of the poor of Sumter county ;

Read twice and referred to the committee on local legislation.

Mr. Jones of Tuskaloosa, to amend section 443S of the Revised Code ;

Read twice and referred to the judiciary committee.

Mr. Turner, to empower the probate judge of Elmore county to issue search warrants ;

Read twice and referred to judiciary committee.

Mr. Neville, from the special committee, made the following report :

*To the Honorable Speaker of the House of
Representatives, State of Alabama :*

Your committee, to determine what counties are without the proper representation, beg leave to report that they have inquired diligently into the representative state of each county, and they find—

1st. That Russell county is without the proper representation, it appearing that one King was elected at the February election as a member of the Legislature, but has never presented himself for admission, nor has he ever offered any excuse for his absence during the several sessions of this Legislature.

We further declare that Sumter county is without proper representation in the same manner as the foregoing county, in the case of one Hawling, who was elected to this honorable body in February.

Your committee further recommend that the seats of these members, who have never been present at any of the sessions of this Legislature, be declared to be vacant.

Your committee further declare that the county of Wilcox is without the proper representation, in the case of one Richards, who was elected to this General Assembly, but has been appointed sheriff of said Wilcox county, and consequently cannot retain his seat as a member of this body.

Your committee respectfully submit this report to your honorable body, and ask that it be adopted.

Very respectfully,

D. L. NEVILLE, Cl'n.

The report, on motion, was referred to the judiciary committee.

Mr. Hardy, from the judiciary committee, reported favorably on the following bills;

Which reports were concurred in, and the bills ordered engrossed for a third reading:

A bill to make Mrs. Hardenia Robinson, wife of E. P. Robinson of Autauga county, a free dealer;

A bill to authorize the probate courts to render decrees for the purchase-money in certain cases;

A bill for the relief of defendants in certain judgments and decrees;

A bill to prevent trespass by camp-hunters in the county of Coosa;

A bill to fix the time of holding the city court in Montgomery;

A bill to amend section 3555 of the Revised Code;

A bill for the relief of Andrew Smith of Marshall county;

A bill to extend the force of certain ordinances;

Special order for 11 o'clock Monday.

A bill to confirm the right of the city council of Selma to collect wharfage;

A bill to make valid a marriage solemnized between Edward Andrews and Mary Strimple, otherwise called Mary Reynolds ;
 Read three times and passed.
 A bill to amend section 4053 of the Revised Code.

MESSAGE FROM THE GOVERNOR.

EXECUTIVE DEPARTMENT,
 STATE OF ALABAMA,
 November 8, 1868. }

Mr. Speaker :

I am directed by the Governor to inform the House of Representatives that he has this day approved and signed a joint resolution in relation to the appointment of a joint committee.

Very respectfully,

Your obedient servant,

D. L. DALTON,
 Private Secretary.

Mr. Hardy, from the judiciary committee, to whom was referred the bill to legalize the election of officers in Montgomery county,

Reported a substitute, which was adopted and ordered to be engrossed for a third reading;

Also, a bill to repeal section 3520 of the Revised Code ;

Ordered engrossed for a third reading.

A bill to repeal section two of ordinance No. 2, adopted September 21st, 1865 ;

Ordered engrossed for a third reading.

A bill to invest Edward Andrews with the legal title to certain real estate in the city of Mobile ;

The yeas and nays were called on the passage of the bill, which resulted as follows :

YEAS—Messrs. Alexander, Austin, Attaway, Bell, Brantley, Carraway, Daniel, Diggs, Davis, Emmons, Fister, Greene, Gregory, Hardy, Harris, Holman, Jones of Madison, Kenner, Lawrence, Lewis, Lore, McCalley, Sanford, Shaw, Speed, Springfield, Stubblefield, Weaver, Speaker—30.

NAYS—Messrs. Alley, Ard, Burton, Candee, Doster, Haley, Hart, Hubbard, Hurt, Inge, Mastin, Malone, Moore, Mancell, Newsom, Page, Reeves, Richardson, Simmons, Smith, Strock, Taylor of Winston, Thompson, Tompkins, Tucker, Vanzandt, White—27.

Message from the Senate :

SENATE CHAMBER,
November 14, 1868. }

Mr. Speaker :

The Senate has originated and passed the following bill :

A bill to be entitled an act to aid in developing the resources of Alabama.

M. P. BLUE,
Secretary of Senate.

The House adjourned until 10 o'clock Monday morning.

THIRTEENTH DAY.

HOUSE OF REPRESENTATIVES, }
Monday, November 16, 1868. }

House met pursuant to adjournment.

Prayer by the Chaplain.

Journal was read and approved.

Call of counties suspended.

REPORTS OF COMMITTEES.

Mr. Hardy, from the judiciary committee, reported favorably on the following bills, which were concurred in, and engrossed for a third reading :

A bill for the relief of officers of Covington county ;

A bill to make Elizabeth Jane Edwards, wife of Thomas Edwards of Tallapoosa county, a free dealer ;

A bill to restrain the tax collector of Limestone county from collecting the tax authorized to be assessed by an act to authorize the court of county commissioners of Limestone county, State of Alabama, to subscribe to the capital stock of the Tennessee and Alabama Central Railroad Company :

A bill for the relief of Marion Abercrombie of Montgomery county ;

A bill to make Mrs. Rachel Marks, wife of Jacob Marks of Montgomery county, a free dealer ;

Mr. Hardy, from the judiciary committee, reported adversely on the following bills :

Which was concurred in :

- A bill for the protection of Alabama for certain school lands, that have been or may hereafter be sold ;
- A bill to prevent oppressive prosecutions ;
- A bill for the relief of Lucy Freeman of Coosa county.

Message from the Senate :

SENATE CHAMBER, }
November 16, 1868. }

Mr. Speaker:

The Senate has originated and passed the following bills :

- A bill supplementary to the corporation laws of Alabama ;
- A bill for the more efficient execution of legal process ;
- A bill to change the jurisdiction of the city court of Mobile;
- A bill to amend an act incorporating the North East and South West Alabama Railroad Company, approved December 12, 1863 ;

And House bills passed as follows :

- A bill for the relief of Jno. A. Greathouse of Macon county;
- A bill for the relief of the poor of this State.

M. P. BLUE,
Secretary of Senate.

Mr. Corprew, from the committee on local legislation, reported favorably on the following bill, and recommended its passage :

A bill to provide for holding the probate court of Butler county in the city of Montgomery ;

On this bill, Mr. Hart called the previous question, on which the ayes and nays were called.

Those who voted in the affirmative were, Messrs. Alexander, Avery, Austin, Attaway, Baker, Blandon, Brewington, Brantley, Burton, Candee, Carraway, Corprew, Cox, Daniel, Diggs, Drawn, Emmons, Fister, Greene, Gregory, Hardy, Harris, Hart, Hill, Holman, Houston, Jones of Madison, Kennemer, Lewis, Lawrence, Lore, McCalley, Rice, Ronayne, Rose, Shaw, Simmons, Springfield, Thompson, Tucker, Turner, Weaver, White, Williams, Wilson and Speaker—47.

Those who voted in the negative were, Messrs. Chisholm, Davis, Dereen, Evans, Haley, Hurt, Masterson, Mastin, Malone, Moore, Mancell, Neville, Reeves, Stroback, Taylor of Winston, Tompkins, Tyner, Vanzandt and Walker—20.

The bill was then put on its final passage, ayes and nays were called.

Those who voted for its passage were, Messrs. Alexander, Alley, Austin, Attaway, Baker, Bell, Blandon, Brewington,

Brantley, Burton, Candee, Carraway, Corprew, Cox, Daniel, Dereen, Diggs, Drawn, Emmons, Greene, Gregory, Hardy, Harris, Hart, Hill, Holman, Houston, Inge, Jones, of Madison, Kennemer, Lawrence, Lewis, Lore, Masterson, Page, Ronayne, Rose, Shaw, Springfield, Smith, Weaver, White and Mr. Speaker—42.

Those who voted against the bill were, Messrs. Chisholm, Dereen, Doster, Evans, Hurt, Mastin, Malone, Moore, Mancell, Neville, Reeves, Rice, Simmons, Stroback, Stubblefield, Taylor of Winston, Thompson, Tyner, Tompkins, Tucker, Vanzandt and Walker—22.

Bill passed.

Mr. Stroback, by leave, entered the following protest against the passage of the bill :

The undersigned wishes to enter his protest against the bill removing the county seat of Butler county to Montgomery county, on the journal, considering this bill a violation of our Constitution, article 2, section 9, and an outrage committed toward the whole population of Butler county.

PAUL STROBACK,
of Montgomery.

Mr. Corprew, from the committee on local legislation, reported favorably on the following bills ;

Which were ordered to be engrossed for a third reading :

A bill for the relief of John B. Billingsley, of Blount county ;

A bill to make Lucy Freeman, of Coosa county, a free dealer ;

A bill to declare Catharine Hoover, of Jefferson county, a free dealer.

Mr. Dereen called up the Senate bill to aid in developing the resources of Alabama ;

Which was read first and second times and passed, and sent immediately to the Senate.

Those who voted for the bill were, Messrs. Alexander, Alley, Avery, Austin, Baker, Bell, Blandon, Brantley, Brewington, Candee, Carraway, Chisholm, Corprew, Cox, Dereen, Diggs, Doster, Drawn, Evans, Emmons, Greene, Gregory, Hardy, Harris, Hart, Houston, Inge, Jones of Madison, Jones of Tuskaloosa, Kendrick, Kennemer, Lewis, Lawrence, Malone, Moore, McCalley, Mancell, Neville, Page, Reeves, Rice, Ronayne, Shaw, Speed, Simmons, Springfield, Smith, Stewart, Stroback, Stubblefield, Titler, Taylor of Winston, Williams and Speaker. Total, 53.

Those who voted against the bill were, Messrs. Burton, Davis, Haley, Hill, Holman, Mastin, Newsom, Sanford, Thompson, Vanzandt and White. Total, 11.

Mr. Daniel, from the special committee, to whom was referred the resolution, &c., made the following report :

To the Honorable House of Representatives of Alabama :

Your special committee, to whom was referred a resolution to compare all the laws in the State with the constitution of the State, have had the same under consideration, and beg leave to offer a substitute, and recommend its adoption and passage.

Very respectfully,
Your ob't servant,
J. W. DANIEL,
Chairman.

The joint resolution of the committee was amended by the following substitute of Mr. Burton ;

Which was adopted :

JOINT RESOLUTIONS.

Resolved by the General Assembly of Alabama, (the Senate concurring,) That a joint committee be appointed, consisting of three from the House of Representatives and two from the Senate, to be appointed by the presiding officers of their respective Houses, whose duty it shall be to enquire what further legislation is necessary to harmonize existing laws with the constitution of the State and present condition of the country, and report by bill or otherwise, at their earliest convenience.

Resolved 2d. That said committee have authority to employ such clerical assistance as they may require in the performance of their duty.

A bill for the relief of W. B. Corley, late tax collector of Jefferson county ;

Read the third time and put upon its final passage.

Ayes and nays were called.

Those who voted for the bill were, Messrs. Alexander, Avery, Baker, Bell, Blandon, Brewington, Brantley, Candee, Cox, Daniel, Dereen, Diggs, Drawn, Fister, Greene, Gregory, Hardy, Hart, Holman, Houston, Jones of Madison, Kendrick, Lawrence, Lore, Malone, McCalley, Newsom, Page, Ronayne, Sanford, Shaw, Speed and White. Total, 33.

Those who voted against the bill were, Messrs. Austin, Attaway, Carraway, Chisholm, Corprew, Doster, Fister, Haley, Hurt, Jones of Tuscaloosa, Kennemer, Lewis, Masterson, Mastin, Moore, Mancell, Neville, Reeves, Rice, Rose, Simmons, Springfield, Taylor of Winston, Thompson, Tompkins, Tucker, Turner, Vanzandt and Williams. Total, 30.

Two-thirds of the number voting not having voted in favor of the bill, it was lost.

The following bills were taken up and put on their third reading and passed :

A bill to make Mrs. Hardenia Robinson, wife of E. P. Robinson, of Autauga county, a free dealer ;

To fix the time of the annual meeting of the General Assembly ;

To repeal section 2 of an ordinance No. 21, adopted September 21st, 1865 ;

To authorize probate courts to render decrees for the purchase money in certain cases ;

To fix the time of holding the city court of Montgomery ;

To prevent trespass by camp hunters in Coosa county ;

To amend section 3489 of the Revised Code ;

To legalize certain ordinances ;

To protect elected and appointed officers of the State of Alabama ;

To authorize Wm. Falconer, of Montgomery county, to qualify and give bond as tax collector of Montgomery county ;

Read the third time and passed.

Yeas and nays were called, and resulted as follows :

Those who voted aye were :

Messrs. Armstrong, Austin, Baker, Bell, Blandon, Carraway, Childress, Corprew, Cox, Diggs, Doster, Drawn, Emmons, Greene, Gregory, Harris, Hart, Hill, Holman, Houston, Jones of Madison, Kennemer, Lawrence, Malone, McCalley, Page, Rice, Ronayne, Rose, Speed, Simmons, Tucker, White, Wilson, Yates—30.

Those who voted nay were :

Messrs. Attaway, Burton, Daniel, Dereen, Fister, Hardy, Hubbard, Inge, Jones of Tuscaloosa, Kendrick, Mastin, Masterson, Reeves, Sanford, Shaw, Smith, Stewart, Tompkins, Turner, Tyner, Weaver, Williams—23.

The House then adjourned till 12 o'clock on to-morrow.

FIFTEENTH DAY.

HOUSE OF REPRESENTATIVES, }
November 17, 1868. }

House met pursuant to adjournment.
Prayer by the Chaplain.
Journal of yesterday read and approved.
Call of counties suspended.

Senate message :

SENATE CHAMBER, }
November 17, 1868. }

Mr. Speaker :

The Senate has originated and passed the following bills :
Relating to the Wills Valley Railroad Company and the
N. E. and S. W. Alabama Railroad Company ;

For the protection of mortgagees and *cestui que trusts*.

M. P. BLUE,
Secretary.

Mr. Hardy called up Senate bill—

Relating to the Wills Valley Railroad company and the N.
E. and S. W. Alabama Railroad company ;

The bill was read a third time under a suspension of
the constitutional rule and passed.

Yeas and nays being called, resulted :

Those who voted in the affirmative were, Messrs. Alexander,
Alley, Arthur, Alston, Attaway, Avery, Baker, Bell, Blandon,
Brantley, Brewington, Burton, Candee, Carraway, Chisholm,
Corprew, Cox, Daniel, Davis, Dereen, Diggs, Doster. Drawn,
Emmons, Evans, Greene, Gregory, Haley, Hardy, Hart, Hill,
Holman, Houston, Hurt, Inge, Jones of Tuscaloosa, Jones of
Madison, Kendrick, Kennemer, Lawrence, Lewis, Lore, Mas-
tin, McCalley, Mancell, Neville, Newsom, Page, Quinn, Reeves,
Rice, Rose, Sanford, Shaw, Speed, Springfield, Smith, Stewart,
Stubblefield, Taylor of Winston, Thompson, Thweatt, Tomp-
kins, Tucker, Turner, Vanzandt, Walker, Weaver, Williams,
Wilson, Yates and Mr. Speaker—72.

There were no votes in the negative.

Mr. Hardy called up Senate bill—

Supplementary to the corporation laws of Alabama ;

Read first, second and third times, and passed.

Message from the Governor.

EXECUTIVE CHAMBER, }
 STATE OF ALABAMA, }
 November 17, 1868. }

Mr. Speaker :

I am directed by the Governor to inform the House that he has approved and signed a bill which originated in the House, to be entitled

An act supplementary to an act to change the county seat of Russell county, approved October 10th, 1868.

Respectfully,

D. L. DALTON,
 Private Sec'y.

Mr. Stroback introduced the following resolution, which was laid on the table :

Be it resolved by the House of Representatives of the State of Alabama, That the Speaker of the House shall be authorized to appoint an assistant door-keeper of the House.

Mr. Stroback—

A bill to extend the lien of mechanics and builders ;

Read first and second times, and referred to the judiciary committee.

Mr. Inge—

A bill to fix the time for holding an election for members of the 41st Congress ;

Read first and second times, and referred to a special committee of five.

The Chair appointed on said committee Messrs. Carraway, Hardy, Hart, Daniel and Vanzandt.

Mr. McCalley moved to reconsider the vote of yesterday by which

The bill to authorize Mr. Wm. Falconer, of Montgomery county, to qualify and give bond as tax collector of said county, was passed ;

On this the yeas and nays were called.

Those who voted in the affirmative were—

Messrs. Alexander, Armstrong, Arthur, Avery, Blandon, Boyles, Burton, Candee, Chisholm, Cox, Davis, Dereen, Diggs, Doster, Emmons, Fister, Greene, Hart, Houston, Inge, Jones of Tuskaloosa, Lewis, Lawrence, McCalley, Page, Ronayne, Rose, Springfield, Smith, Tucker, Turner, Wilson—32.

Those who voted in the negative were :

Messrs. Alley, Attaway, Baker, Bell, Brantley, Corprew, Daniel, Gregory, Haley, Hardy, Hill, Holman, Hurt, Jones of Madison, Kendrick, Kennemer, Lore, Masterson, Moore, Martin, Mancell, Newsom, Reeves, Rice, Shaw, Speed, Simmons, Strobach, Stubblefield, Taylor of Winston, Thompson, Tompkins, Vanzandt, Walker, Weaver, White, Williams—47.

The motion of Mr. McCalley was lost.

Mr. Baker—

A bill to prevent the destruction of certain game in Autauga county ;

Read first and second times, and referred to the judiciary committee.

Mr. Lore—

A bill to authorize the court of county commissioners of Barbour county to appoint additional county surveyors ;

Read first and second times, and referred to committee on local legislation.

Mr. Lore—

A bill to amend the Penal Code of Alabama ;

Read first and second times, and referred to the judiciary committee.

The Chair announced the appointment of Mr. Chisholm of Lauderdale, in the place of Mr. Neville of Monroe, excused, on the special committee to investigate outrages by disguised men, &c., in this State.

Mr. Moore—

A bill to confer on Elizabeth Wilder, administratrix of the estate of Robert Wilder, deceased, the right to sue on certain claims ;

Read first and second times, and referred to the judiciary committee.

Mr. Moore—

A bill to legalize the marriage between Richard Cruch and Georgia Ann Cleghorn ;

Read first and second times, and referred to the judiciary committee.

Mr. Drawn—

A bill to repeal sections 3602 and 3603 of the Revised Code ;

Read first and second times, and referred to the judiciary committee.

Mr. Drawn—

A bill to repeal sections 1237, 2680 and 4331 of the Revised Code ;

Read first and second times, and referred to the judiciary committee.

Mr. Emmons—

A bill to authorize the county commissioners' court of Dallas and Barbour counties to issue bonds ;

Read first and second times, and referred to the judiciary committee.

Mr. Emmons—

A bill to continue in force ordinance No. 29 of the constitutional convention, entitled

An ordinance to stay the collection of debts ;

Read first and second times, and referred to a special committee of five.

Mr. Emmons—

A bill to be entitled an act to repeal certain existing laws herein specified, and for other purposes ;

Read first and second times, and laid on the table.

Mr. Hardy—

A bill to extend the provisions of a certain act ;

Read first and second times, and referred to the judiciary committee.

Mr. Hardy—

A bill to make Mrs. Mary Ann Reid, wife of Thomas Reid of Montgomery county, a free dealer ;

Read first and second times, and referred to committee on local legislation.

Mr. Hardy, to establish the Alabama agricultural, educational and manufacturing aid society ;

Read twice and referred to the special committee on lotteries.

Mr. Hardy, from the judiciary committee, reported favorably on the following bills ;

Which were concurred in, and the bills ordered engrossed for a third reading :

To regulate vendor's liens ;

To construe section 1234 of the Revised Code, and to define the rights and privileges of regular graduates of medical colleges in the United States ;

To authorize judges of probate to make amendments *nunc pro tunc* ;

To amend an act approved August 19, 1868 ;

To empower judges of probate of Elmore county to issue search warrants ;

Concerning insolvent estates ;

To authorize the commissioners court of St. Clair, Calhoun,

Franklin and Bibb counties to levy a tax for the year 1869 to pay off the indebtedness of said counties ;

To authorize James Simpson, of St. Clair county, to practice medicine and to charge therefor ;

To appoint administrators in certain cases ;

For the relief of Mrs. Wilhemina Bordine of Perry county ;

To amend section 4343 of the Revised Code. The committee reported a substitute, which was adopted.

Mr. Hardy, from the committee on the judiciary, reported adversely on the following bills, which were concurred in :

To amend section 2861 of the Revised Code ;

To repeal an act to authorize the appointment of a guardian *ad litem* for each county ;

To repeal section 3616 of the Revised Code.

Mr. Hubbard, from the committee on ways and means, reported adversely to the following bills :

To exempt certain papers from being stamped ;

Report concurred in.

Making a penalty for the non-payment of taxes assessed and remaining unpaid on June 1st, 1869 ;

Further consideration of the report postponed until tomorrow at 12 o'clock.

To authorize H. Jones of Autauga county to practice medicine and charge therefor ;

Which was concurred in, and the bill was ordered engrossed for a third reading.

Mr. Neville called up Senate bill to amend an act to incorporate the N. E. and S. W. Alabama Railroad company, approved December 12, 1853 ;

Read twice under a suspension of the rule and referred to the committee on internal improvements.

Mr. Hart called up the Senate bill to extend the time for the collection of taxes in the county of Greene ;

Read twice under a suspension of the constitutional rule and referred to committee on local legislation.

Mr. Burton called up Senate bill for the relief of Jerome C. Thompson, of Choctaw county ;

Read third time and passed.

Mr. Thompson, by leave, a bill for the relief of Gilbert Long of Montgomery county ;

Read twice and laid on the table.

Mr. Shaw, to confer additional powers upon the commissioners of Mobile county ;

Mr. Neville, for the protection of property ;

Each of which were read twice under a suspension of the

constitutional rule and referred to the judiciary committee.
 Mr. Lawrence, a bill to transfer the legal books and other papers belonging to the county formerly known as the county of Jones, to the county of Sanford ;

Which was read twice, under a suspension of the constitutional rule, and referred to committee on local legislation.

On motion of Mr. Chisholm the House adjourned until tomorrow morning at 9 o'clock.

SIXTEENTH DAY

HOUSE OF REPRESENTATIVES, }
 November 18, 1868. }

House met pursuant to adjournment.

Prayer by the Chaplain.

Journal read and approved.

On motion of Mr. Vanzandt, the call of counties was suspended, and bills on third reading were taken up.

Leave of absence was granted Mr. Hill, of Bullock, until Monday next.

The House bill—

To provide for the payment of all classes of laborers in this State ;

Was read a third time, and made special order for 12 o'clock Saturday.

Mr. Tucker introduced the following resolution—

Which was laid on the table :

RESOLUTION.

Whereas, The annual Fair of the State Agricultural Society of the State of Alabama, at this time being in session—therefore,

Be it resolved by the House of Representatives, That this House now take a recess until Saturday, the 21st inst., at 10 o'clock, A. M.

Senate message :

SENATE CHAMBER, }
 November 20, 1868. }

Mr. Speaker :

The Senate has originated and passed the following bill—

In relation to appeals from justices courts, and from circuit courts.

Very respectfully
Your obedient serv't,
M. P. BLUE,
Secretary of Senate.

Mr. Carraway—a resolution :

Resolved, That the flag on the capitol be suspended at half-mast in token of respect for the deceased member, Meridy T. Crossland, who was assassinated while on his way to this General Assembly, and that the House now adjourn until 10 o'clock Tuesday.

Mr. Hart moved to refer to a special committee of five ;
Lost ;

Ayes and nays called on the passage of the resolution, and resulted as follows :

AYES—Messrs. Armstrong, Alley, Austin, Arthur, Bell, Blandon, Bogle, Brewington, Brantley, Candee, Carraway, Chisholm, Cox, Diggs, Davis, Emmons, Evans, Greene, Gregory, Haley, Harris, Holman, Houston, Jones of Madison, Jones of Tuscaloosa, Lore, Masterson, McAlley, Richardson, Ronayne, Sanford, Shaw, Speed, Simmons, Tiller, Turner, Tucker and Wilson—41.

NAYS—Messrs. Burton, Dereen, Drawn, Hurt, Kendrick, Lewis, Mastin, Mancell, Newsom, Reeves, Rice, Rose, Smith, Stroback, Thompson, Tompkins, Vauzandt, White, Williams and Yates—20.

House then adjourned till Friday 10 o'clock.

SEVENTEENTH DAY.

HOUSE OF REPRESENTATIVES, }
November 20, 1868. }

House met pursuant to adjournment.

Prayer by the Chaplain.

Journal read and approved.

On motion of Mr. Springfield—

The regular order of business was suspended, and House bills on second reading were taken up ;

A bill to authorize Jas. H. Jarrett to practice medicine, and charge for the same ;

Read a third time and passed.

The following gentlemen, by leave, were granted permission to introduce the following bills :

Mr. Walker—

A bill to allow the county commissioners of Hale twelve months further time in which to complete the county jail for said county ;

Read twice under suspension of the constitutional rule, and referred to the committee on local legislation.

Mr. Hart—

A bill to provide for the formation of grand and petit juries.

Mr. Vanzandt—

A bill to provide for drawing and forming grand and petit juries in this State ;

Which were read twice, under a suspension of the rule, and referred to the judiciary committee.

Mr. Hardy—

A bill to amend the charter of the Selma, Rome and Dalton Railroad company ;

Read twice under a suspension of the constitutional rule, and referred to the committee on internal improvements.

The following House bills were taken up,

Read a third time, and passed :

To authorize James Simpson, of St. Clair county, to practice medicine, and to charge therefor ;

To construe section 1234 of the Revised Code of Alabama, and to define the rights and privileges of regular graduates of medical colleges in the United States ;

To amend section 4340 of the Revised Code of Alabama ;

To empower the judge of probate of Elmore county to issue search warrants ;

For the relief of defendants in certain judgments and decrees ;

To authorize judges of probate to make amendments "*nunc pro tunc*";

To amend section 4053 of the Revised Code of Alabama ;

For the relief of the officers of Covington county ;

To make Mrs. Rachael Marks, of Montgomery county, a free dealer ;

To authorize the court of county commissioners of Clay county to levy a special tax for certain purposes ;

To restrain the tax collector of Limestone county from collecting the tax authorized to be assessed by a certain act ;

To authorize the commissioners court of St. Clair, Calhoun, Bibb, Franklin and Covington counties to levy an additional

tax for the year 1869, to pay off the indebtedness of said counties.

On motion of Mr. White, the regular order of business was waived, and the bill amended by inserting the county of Blount.

The following House bills were read a third time and laid on the table :

To amend section 3555 of the Revised Code of Alabama ;
To repeal section 2520 of the Revised Code of Alabama ;
For the relief of Wilhemina Bordine, of Perry county.

Message from the Senate :

Mr. Speaker :

The Senate has amended and passed the following House bill :

To provide for the pay of the members and officers of the present General Assembly ;

And has originated and passed the following bill :

For the relief of W. C. Wood, of Pike county, and Thos. P. Cottle, of Covington county.

M. P. BLUE,
Secretary of Senate.

The House concurred in the following Senate amendments to the bill to provide for the pay of the members and officers of the present General Assembly :

That the claims of the members and officers of the General Assembly shall be preferred claims on the treasury.

Indefinite leave of absence was granted Mr. Page, of Washington county.

On motion of Mr. Holman, of Washington county, the House adjourned till to-morrow morning, at 10 o'clock.

EIGHTEENTH DAY.

HOUSE OF REPRESENTATIVES, }
November 21, 1868. }

House met pursuant to adjournment.

Prayer by the chaplain.

Journal of yesterday read and approved.

CALL OF THE COUNTIES.

Mr. Walker, a bill in relation to county superintendents of education ;

Read first, second and third times.

On motion of Mr. Reeves the vote by which the bill was ordered to a third reading was reconsidered and the bill was referred to committee on education.

Mr. Hart, a bill in relation to educational interests in the city and county of Mobile ;

Read first and second times and referred to a special committee of three.

The chair appointed on said committee Messrs. Carraway, Hardy and Walker.

Mr. Hubbard, a bill supplemental to an act to incorporate the town of Troy, in the county of Pike, and to authorize the municipal corporation to levy a tax for a subscription to the stock of the Mobile and Girard Railroad Company ;

Read first and second times and referred to committee on ways and means.

Mr. Hubbard, a bill to make valid the acts, contracts and suits entered into after the passage of this act by W. J. May, of Pike county ;

Read first and second times and referred to committee on local legislation.

Mr. Mastin, a bill to give livery stable keepers a lien upon the stock for stabling or feed ;

Read first and second times and referred to committee on judiciary.

Mr. Mancell, a bill to repeal section 11, of Ordinance No. 36, passed December 6, 1867 ;

Read first and second times and laid on the table.

Mr. Hardy, a bill to repeal an act therein named.

Mr. Hardy, a bill to repeal section 3865 of the Revised Code ;

Both of which were read first and second times and referred to judiciary committee.

Mr. Hardy, also, the following bills :

A bill to amend an act therein named ;

A bill to make Mrs. Rebecca Franklin, wife of Louis Franklin, of Montgomery county a free dealer ;

Both of which were read first and second times ; former referred to the judiciary committee, latter to the committee on local legislation.

Mr. Davis, a bill—

To amend section 635 of the Revised Code of Alabama ;
Read first and second times and referred to the judiciary committee.

Mr. Walker, a bill—

To compensate James E. Granger, late sheriff of Hale county ;

Read first and second times and indefinitely postponed.

Mr. Fitler, a bill—

To extend the time for the collection of the taxes of Henry county ;

Read first and second times and referred to the committee on ways and means.

Mr. Hurt a bill—

For the relief of H. H. Hopkins of Jackson county ;

Read first and second times and referred to the committee on local legislation.

Mr. Austin, a bill—

For the relief of all prisoners now confined in the jail of Macon county ;

Read first and second times and referred to the committee on local legislation.

Mr. Rose, a bill—

To make judgments a lien upon property in certain cases ;

Read first and second times and referred to the judiciary committee.

Mr. Rose, also a bill—

To encourage industry in this State ;

Read first and second times and referred to the committee on internal improvements.

Message from the Senate.

SENATE CHAMBER, }
November 21, 1868. }

Mr. Speaker :

The Senate has originated and passed the following bills :

A bill to be entitled an act to authorize the Georgia Western Railroad Company to extend and construct their road from the Georgia line to the town of Gadsden, on the Coosa river ;

A bill to make Mary S. Glover of Greene county a free dealer ;

A bill to be entitled an act to regulate the enclosure of stock in Greene county ;

A bill to consolidate and make joint stock of the Mobile and Great Northern Railroad, and the Alabama and Florida

nsailroad Company of Alabama, and to change the name of
Rid Company to the Mobile and Montgomery Railroad Compa-
ay, approved August 5, 1868 ;

A bill to authorize formation of boards of trade in the sev-
eral cities in this State ;

A bill for the relief of Jno. D. West of Bullock county.

M. P. BLUE,

Secretary of Senate.

Mr. Rose, a bill—

To enforce certain provisions of the 14th amendment to the
Constitution of the United States ;

Read first and second times and referred to the committee
on federal relations.

Mr. Quinn, a bill—

To provide for the repairing and keeping in order the pub-
lic roads and bridges in the county of Mobile ;

Read first and second times and indefinitely postponed.

Mr. Simmons, a bill—

For the relief of Samuel McCartney, probate judge of Wash-
ington county ;

Read first and second times and referred to the committee
on local legislation.

Mr. Arthur, a bill—

To amend section 2660 of the Revised Code of Alabama ;

Read first and second times and referred to the judiciary
committee.

Mr. Emmons moved that the House adjourn until Monday
morning at 10 o'clock ;

On this motion the ayes and nays were called :

Those who voted aye were, Messrs. Alley, Avery, Baker,
Chisholm, Corprew, Cox, Daniel, Davis, Doster, Evans, Fister,
Fitler, Holman, Lewis, Moore, Mancell, Stubblefield, Tyner
and Williams—20.

Those who voted nay were, Messrs. Alexander, Ard, Austin,
Arthur, Bell, Boyle, Brantly, Burton, Candee, Carraway,
Diggs, Haley, Hardy, Houston. Hurt, Inge, Jones of Madison,
Kennemer, Lawrence, Lore, Mastin, McCalley, Newsom,
Quinn, Reeves, Richardson, Ronayne, Rose, Sanford, Shaw,
Smith, Stroback, Taylor of Chambers, Taylor of Winston,
Thompson, Turner, Vanzandt, Walker, Weaver and White—
42.

Mr. Hardy, from the judiciary committee, reported favor-
ably on the following bills ;

A bill to repeal sections 3602 and 3603 of the Revised Code ;

Which was ordered engrossed for a third reading.

The following bill, which was the special order for 11 o'clock, was called up, read, amended and referred to the judiciary committee :

Bill to provide for the payment of laborers of all classes in the State of Alabama.

Mr. Vanzandt called up the Senate bill—

To authorize the formation of boards of trade in the several cities in the State ;

Read twice and referred to special committee of five.

The chair appointed on said committee, Messrs. Hart, Hardy, Vanzandt, Reeves and Davis.

Mr. Jennings, from the committee on internal improvements, to whom was referred the bill—

To amend the act to incorporate the N. E. and S. W. Alabama Railroad company, approved Dec. 12, 1853 ;

Reported favorably thereon ;

Which was concurred in and the bill read a third time and passed.

Mr. Fister called up the House bill—

An act to authorize the Governor to fill vacancies in certain county offices.

The Senate amendments were concurred in.

Mr. Arthur moved to adjourn till Monday morning at 10 o'clock.

On this motion the yeas and nays were called.

Those who voted in the affirmative were :

Messrs. Alexander, Armstrong, Avery, Arthur, Austin, Blandon, Brewington, Carraway, Cox, Davis, Diggs, Fister, Hart, Hubbard, Hurt, Lewis, McCalley, Quinn, Ronayne, Shaw, Stubblefield, Turner—22.

Those who voted in the negative were :

Messrs. Attaway, Baker, Bell, Brantley, Burton, Candee, Dereen, Drawn, Haley, Harris, Hill, Houston, Inge, Jennings, Kennemer, Lawrence, Lore, Ninninger, Rose, Speed, Smith, Stewart, Taylor of Chambers, Thompson, Thweatt, Tompkins, Walker, White, Weaver, Williams, Wilson—33.

Motion lost.

Mr. Hardy, from the judiciary committee, reported favorably on the following bills ;

Which reports were concurred in, and bills ordered engrossed for a third reading :

To confer upon Elizabeth Wilder, administratrix of the estate of Robert Wilder, authority to sell certain lands ;

To prevent the destruction of certain game in Autauga county ;

To extend the provisions of a certain act ;

To amend section 3996 of the Revised Code ;

To repeal sections 1237, 2680 and 4231 of the Revised Code ;

To legalize the marriage of Richard Cruch and Georgia Ann Cleghorn ;

To authorize the commissioners court of Dallas county to issue bonds, and for other purposes ;

Requiring clerks of the circuit courts, registers in chancery, and judges of probate, to endorse the names of attorneys on executions ; reported favorably on with an amendment ;

Which was adopted, and the bill recommitted to the judiciary committee.

To remove the administration of the estate of Wm. F. Pool, of Russell county, to the probate court of Coffee county ;

The committee reported a substitute for this bill ;

Which was adopted.

On motion of Mr. Alley,

House adjourned until 10 o'clock A. M., on Monday morning.

NINETEENTH DAY.

HOUSE OF REPRESENTATIVES, }
November 23, 1868. }

House met pursuant to adjournment.

Prayer by the chaplain.

Journal of yesterday was read and approved.

Message from the Senate.

SENATE CHAMBER, }
Nov. 23, 1868. }

Mr. Speaker :

The Senate has originated and passed the following bill :

For the relief of Matilda D. Wilson, of Bibb county ;

To authorize the commissioners courts of Lowndes and Choctaw counties to levy an additional tax ;

For the relief of Jerry A. Guy of Lee county ;

Also, a joint resolution to appoint a joint committee, as herewith reported.

Committee on the part of the Senate, Messrs. Lambert and Hays.

Very respectfully,

Your obedient servant,

M. P. BLUE,

Secretary of Senate.

Mr. Tompkins introduced the following resolution, which was read and laid upon the table:

Resolved, That hereafter, during the present session, the members of the House of Representatives shall meet at nine o'clock, a. m.

Message from the Senate :

SENATE CHAMBER, }
November 23, 1868. }

Mr. Speaker :

I am directed by the Senate to request the return of Senate bill—

To authorize the formation of boards of trade in the several cities in this State.

Very respectfully,

Your obedient servant,

M. P. BLUE,

Secretary of Senate.

In compliance with the above message, the bill was returned to the Senate.

CALL OF COUNTIES.

Mr. Evans—

A bill to amend section 2934 of the Revised Code ;

Read first and second times, and referred to the judiciary committee.

Mr. Hardy—

A bill to organize Harmonia Club of Selma ;

Read first and second times, and referred to committee on corporations.

Mr. Brantley—

A bill to repeal an act to confirm the election of the judge and clerk of the city court of Selma ;

Read first and second times, and referred to the judiciary committee.

Mr. Smith, a joint resolution—

To appoint a joint committee to investigate the condition of the treasury in relation to certain missing bonds ;

Engrossed for a third reading.

Mr. Emmons, a bill to incorporate the Central City Pioneer Co-operative Association ;

Read first and second times, and referred to special committee on lotteries.

Mr. Malone presented a petition from the citizens of Fayette county ;

Read first and second times, and referred to special committee of five.

The Chair appointed on said committee Messrs. Malone, Dereen, Carraway, White and Armstrong.

Mr. Malone, a bill in reference to the statutes of limitation ;

Read first and second times, and referred to the judiciary committee.

Mr. Malone, also the following bills :

To amend the law in reference to the sessions of the circuit courts of Jackson and DeKalb counties ;

To exempt the students of the Wills Valley Institute from working on the roads ;

Both of which were read twice. The former was referred to the judiciary committee ; the latter was indefinitely postponed.

Message from the Senate.

SENATE CHAMBER, }
November 23, 1868. }

Mr. Speaker :

The Senate has originated and adopted the following joint resolution, respecting national aid for the internal improvement of the State of Alabama.

M. P. BLUE,
Secretary of Senate.

Mr. Malone introduced the following bills :

For the relief of W. J. Mays of Tallapoosa county ;

To authorize the selling at retail of vinous and spirituous liquors in East Tallassee, Tallapoosa county, Alabama :

Both of which were read twice, and referred to the judiciary committee.

Mr. Stroback called up engrossed Senate joint resolution, respecting national aid for the internal improvement of the State of Alabama;

Read and concurred in.

Mr. Turner, a bill to protect lumber-men;

Read first and second times, and referred to the judiciary committee.

Mr. Davis, a bill to authorize the proprietors of the Eutaw steam-mill to charge one-sixth of the grain for toll;

Read first and second times, and referred to committee on local legislation.

Mr. Tucker, a bill for the relief of William Brooks of Lee county;

Read first and second times, and referred to the judiciary committee.

Mr. Ronayne, a bill to allow sheriffs and other officers mileage;

Read first and second times, and referred to committee on local legislation.

Mr. Neville, a bill to amend section 536 of the Revised Code;

Read first and second times, and referred to committee on ways and means.

Mr. Smith, a bill to authorize the Secretary of State to issue a patent to Wm. McDaniel, of Morgan county, for certain lands therein described;

Read first and second times and referred to a special committee of three.

The chair appointed on said committee Messrs. Smith, Richardson and Wilson,

Mr. Neville, a bill in reference to county solicitors;

Read first and second times and referred to judiciary committee.

House engrossed bill to repeal section 2 of Ordinance No. 2, adopted September 21st, 1865;

Read first and second times and lost.

Ayes and nays called on the passage of the bill, resulted as follows:

AYES—Messrs. Ard, Austin, Blandon, Brantley, Bronson, Childress, Corprew, Davis, Diggs, Doster, Drawn, Emmons, Haley, Hardy, Holman, Lawrence, Lore, McCalley, Ronayne, Speed, Springfield, Stubblefield, Taylor of Chambers, Vanzandt and Wilson. Total, 25.

NAYS—Messrs. Alexander, Alley, Arthur, Avery, Attaway, Baker, Bell, Boyle, Burton, Daniel, Dereen, Greene, Houston, Hubbard, Hurt, Inge, Kennemer, Lewis, Masterson, Mastin, Malone, Moore, Mancell, Neville, Ninninger, Quinn, Reeves, Richardson, Rose, Sanford, Shaw, Stroback, Tiller, Thompson, Tompkins, Tucker, Turner, Walker, Weaver, White, Williams and Wood. Total, 42.

Mr. Hardy, a bill to provide for holding a term of the chancery court in the 5th chancery district ;

Read first and second times and referred to the judiciary committee.

Message from the Senate.

SENATE CHAMBER, }
November 23, 1868. }

Mr. Speaker :

The Senate has originated and passed joint resolution authorizing the Governor to offer a reward.

M. P. BLUE,
Secretary.

SPECIAL ORDERS.

A bill to repeal section 2 of Ordinance No. 2, adopted 21st September, 1865.

The ayes and nays were called on the passage of the bill and resulted as follows :

AYES—Messrs. Ard, Alston, Blandon, Brantley, Bronson, Chisholm, Corprew, Davis, Diggs, Doster, Drawn, Emmore, Haley, Hardy, Holman, Lawrence, Lore, McCalley, Ronayne, Speed, Springfield, Stubblefield, Taylor of Chambers, Vanzandt and Wilson—25.

NAYS—Messrs. Alexander, Arthur, Alley, Avery, Attaway, Baker, Bell, Boyle, Burton, Daniel, Dereen, Greene, Houston, Hubbard, Hurt, Inge, Kennemer, Lewis, Masterson, Mastin, Malone, Moore, Mancell, Neville, Ninninger, Quinn, Reeves, Richardson, Rose, Sanford, Shaw, Stroback, Tiller, Thompson, Tompkins, Tucker, Turner, Walker, Weaver, White, Williams and Wood—42.

Leave of absence asked for and granted Messrs. Harris, Rice and Fister.

Mr. Hardy, by leave, a bill to provide for holding a term of the chancery court in the fifth chancery circuit ;

Read twice under a suspension of the constitutional rule and referred to the committee on the judiciary.

The House adjourned until to-morrow morning at 10 o'clock.

TWENTIETH DAY.

HOUSE OF REPRESENTATIVES, }
Nov. 24, 1868. }

House met pursuant to adjournment.

Prayer by the chaplain.

Journal of yesterday was read and approved.

On motion of Mr. Baker, the regular order of business was suspended and the vote reconsidered by which the bill to repeal section 2 of Ordinance No. 2, adopted September 21st, 1868, was laid on the table.

Mr. Reeves moved that the ayes and nays be called on reconsidering the vote. Carried.

AYES—Messrs. Alexander, Armstrong, Ard, Alston, Baker, Blandon, Brewington, Brantley, Corprew, Daniel, Davis, Diggs, Doster, Drawn, Emmons, Greene, Haley, Hardy, Hill, Holman, Houston, Hurt, Inge, Jones of Madison, Jones of Tuskaloosa, Kendrick, Kennemer, Lawrence, Lore, McCalley, Newsom, Page, Ronayne, Speed, Simmons, Springfield, Smith, Taylor of Winston, Turner, Vanzandt, Wilson and Yates—41.

NAYS—Messrs. Avery, Bell, Hubbard, Lewis, Masterson, Moore, Neville, Quinn, Reeves, Rose, Shaw, Stroback, Taylor of Chambers, Thompson, Tiller, Tompkins, Tucker, Tyner, Walker, Weaver, White and Wood—21.

Ayes and nays being called on the passage of the bill, resulted as follows :

AYES—Messrs. Ard, Alston, Attaway, Baker, Blandon, Brantley, Brewington, Bronson, Candee, Corprew, Cox, Daniel, Davis, Diggs, Doster, Emmons, Haley, Hardy, Holman, Houston, Kendrick, Kennemer, Lawrence, Lore, McCalley, Newsom, Page, Rice, Ronayne, Simmons, Springfield, Smith, Stroback, Stubblefield, Thweatt, Vanzandt and Wilson—37.

NAYS—Messrs. Alley, Bell, Carraway, Drawn, Evans, Greene, Gregory, Hubbard, Hart, Lewis, Masterson, Martin, Moore, Mancell, Neville, Quinn, Reeves, Richardson, Shaw, Taylor of Chambers, Tiller, Tompkins, Tucker, Turner, Walker, Weaver, White, Williams and Wood—29.

Mr. Stroback gave notice that he would move to reconsider the vote by which the bill was passed to-morrow.

On motion of Mr. Baker—

The bill to repeal section 11 of ordinance No. 36, passed December 6th, 1867, which had been laid on the table ;

Was taken up, and referred to a special committee of three ;

The Speaker appointed on the committee, Messrs. Daniel, Richardson and Burton.

The following gentlemen, by leave, introduced the following bills :

Mr. Neville—

A bill to amend section 2861 of the Revised Code ;

Mr. Taylor of Winston—

A bill to relieve William B. Seymour and Andrew J. Taylor ;

Which was read twice under a suspension of the constitutional rule, and referred to the judiciary committee.

Mr. Stroback—

A bill to amend an act entitled an act to abolish fences in certain portions of Montgomery county ;

Read twice under a suspension of the rule, and referred to the committee on local legislation.

Mr. Hardy—

A bill to amend the charter of the Alabama Manufacturing Company at Selma ;

Adopted, February 8th, 1868 ;

Read twice under a suspension of the rule, and referred to the committee on corporations.

Mr. Tucker—

A bill to change the county line between Lee and Russell counties ;

Read twice and referred to the committee on county and county boundaries.

Mr. Burton—

A bill to provide for the improvement of the public roads and highways, in this State ;

Read first and second time and indefinitely postponed.

Message from the Senate.

SENATE CHAMBER, }
November 20, 1868. }

Mr. Speaker :

As directed by the Senate, I herewith return Senate bill, as follows :

To authorize the formation of boards of trade in the several cities of this State.

Respectfully,

M. P. BLUE,

Secretary of Senate.

REPORTS OF STANDING COMMITTEES.

Mr. Hardy, from the judiciary committee, reported favorably to the following bills:

To confer additional power upon the commissioners of Mobile county ;

To repeal an act therein named ;

Requiring clerks of the circuit courts, registers in chancery, and judges of probate to endorse the names of attorneys on executions ;

To give livery stable keepers a lien upon stock for feed or stabling ;

To make judgments a lien upon property in certain cases ;

And to repeal section 3065 of the Revised Code ;

All of which was concurred in by the House, and the bills ordered engrossed for a third reading on to-morrow ;

And adversely to the following—

To amend section 635 of the Revised Code ;

To forbid the dismissal of any civil suit in the State for defects of pleading or parties ;

To amend the Penal Code ;

To amend section 2555 of the Revised Code ;

To amend section 4438 of the Revised Code ;

Which reports were concurred in by the House ;

Also, adversely to the following bills :

To be entitled an act to extend the lien of mechanics and builders ;

The report was not concurred in by the House, and the bill was referred to a special committee of three, with instructions to draw up a bill to cover the ground of said bill ;

Mr. Vanzandt, from the committee on corporations, reported favorably to the bill—

To repeal certain acts of incorporation ;

Which was concurred in, and the bill ordered engrossed for a third reading ;

Mr. Hubbard, from the committee on ways and means, reported favorably on the bill—

Supplementary to an act to incorporate the town of Troy, in the county of Pike, and to authorize said municipal cor-

poration to levy a tax for a subscription to the stock of the Mobile and Girard railroad company ;

Report concurred in, the bill read a third time and passed.

Mr. Mastin, from the committee on roads and highways, reported favorably to the Senate joint resolution—

For the appointment of a joint committee to investigate the condition of the railroads in this State ;

Report concurred in.

Mr. Corprew, from the committee on local legislation, reported adversely to the following bills—

To authorize the commissioners court of Barbour county to appoint additional county surveyors ;

Concurred in.

To transfer the legal books and other papers belonging to the county formerly known as the county of Jones, to the county of Sanford ;

Report concurred in, and bill

Read three times, under a suspension of the constitutional rule, and passed, and sent to the Senate.

Also, adversely to the bill—

To regulate travel upon the street cars in the city of Mobile ;

Yeas and nays called on concurrence in the report :

YEAS—Messrs. Alley, Bogle, Corprew, Dereen, Holman, Hurt, Kendrick, Masterson, Mastin, Neville, Reeves, Smith, Taylor of Winston, Tiller, Tomkins, Tucker, Vanzandt, and Walker—18.

NA'YS—Messrs. Burton, Candee, Carraway, Diggs, Drawn, Emmons, Greene, Gregory, Hill, Houston, Inge, Jones of Tuskaloosa, Kennemer, Lewis, Lore, McCally, Quinn, Richardson, Ronayne, Rose, Shaw, Speed, Stroback, Thompson, Turner, White, Williams, Wilson, Wood, and Mr. Speaker—37.

Message from the Senate.

SENATE CHAMBER, }
November 24, 1868. }

Mr. Speaker :

The Senate has passed House bills, as follows :

A bill to amend section 3489 of the Revised Code ;

To fix the time of holding the city court of Montgomery ;

And has amended and passed as herein shown House bill :

An act to authorize the commissioners court of Coffee county to levy a special tax ;

And has concurred in the amendment of the House to the Senate bill :

To ratify and confirm an election held on the 4th, 5th, 6th, 7th and 8th days of February, 1868, for commissioners of revenue of Mobile county, and providing for filling vacancies in the said board.

M. P. BLUE,
Secretary of Senate.

On motion, the House adjourned until 9 o'clock to-morrow morning.

TWENTY-THIRD DAY.

HOUSE OF REPRESENTATIVES, }
November 25, 1868. }

House met pursuant to adjournment.

Prayer by the chaplain.

Journal of yesterday read and approved.

Mr. Vanzandt called up the Senate bill—

To authorize the formation of boards of trade in the several cities of this State ;

On motion of Mr. Gregory,

The bill was amended in the 4th line, between the words, "business" and "them," by inserting "for the members of the association;" and between the words "feeling" and "among," in the 5th line, the words, "irrespective of political sentiment."

The yeas and nays were called on the passage of the bill, and resulted as follows :

Those who voted in the affirmative were, Messrs. Alexander, Avery, Austin, Attaway, Baker, Blandon, Brewington, Brantley, Burton, Candee, Carraway, Corprew, Cox, Daniel, Diggs, Drawn, Emmons, Fister, Greene, Gregory, Hardy, Harris, Hart, Hill, Holman, Houston, Jones of Madison, Kennemer, Lewis, Lawrence, Lore, McCalley, Rice, Ronayne, Rose, Shaw, Simmons, Springfield, Thompson, Tucker, Turner, Weaver, White, Williams, Wilson and Speaker—41.

Those who voted in the negative were, Messrs. Chisholm, Davis, Dereen, Evans, Haley, Hurt, Masterson, Mastin, Malone, Moore, Mancell, Neville, Reeves, Stroback, Taylor of Winston, Tompkins, Tyner, Vanzandt and Walker—21.

Mr. Vanzandt, by leave, from the special committee to whom was referred a bill—

To fix the time of holding an election for members of the 41st Congress ;

Reported favorably, with an amendment.

The report was not concurred in, as regards the amendment, and the bill made the special order for next Monday at 12 o'clock.

Mr. Stroback moved that the vote be reconsidered by which the bill—

To repeal section two of ordinance No. 2, adopted September 21, 1865, was passed.

On motion of Mr. Burton,

The motion of Mr. Stroback was laid on the table.

Mr. Stroback, by leave, offered the following protest against the bill :

*To the Honorable Speaker of the House of
Representatives, State of Alabama :*

The undersigned wishes to enter his protest on the journal, against the bill, passed to-day, repealing section two of an ordinance adopted September 21st, 1865, considering the bill injurious to the public and individuals, violating the rights of property, and only protecting a dishonest debtor, against an honest creditor, and being finally detrimental to the credit of the State of Alabama.

(Signed)

PAUL STROBACK.

The following gentlemen were permitted to introduce bills, as follows :

Mr. Arthur, a bill—

To amend an act entitled an act to incorporate the Mountain Contracting Railroad Company ;

Also, a bill—

To amend an act to incorporate the North and South Alabama Railroad Company ;

Which was read twice under a suspension of the rule, and referred to the committee on internal improvements.

Mr. Hardy, a bill—

To amend and revise section 4339 of the Revised Code ;

Also, a bill—

To regulate the fees of sheriffs and commissioners in the apportionment of widows' dower ;

Read twice under a suspension of the rule, and referred to the committee on fees and salaries.

Mr. Simmons, a bill—

To authorize the probate judges to hold an election for the removal of county sites ;

Also, a bill—

To relieve Thos. Hardy, guardian of Martha, Finas, and Luke P. Hardy, minors, from the provisions of section 2421 of the Revised Code of Alabama ;

Mr. Hardy, a bill—

To amend an act to incorporate the New Orleans and Selma Railroad Company ;

All of which were read twice under a suspension of the rule, and referred to the judiciary committee.

Mr. Richardson, a bill—

To form a uniform system of incorporation for the organization of companies for certain purposes in this State ;

Read twice and referred to special committee of three,

The chair appointed on said committee :

Messrs. Stroback, Simmons and Richardson.

Mr. Stroback, by leave, a resolution—

Resolved, That the chairmen of committees reporting adversely to a bill, or an amendment or substitute, shall be requested to state their reasons for it ;

Read once and adopted.

Mr. Richardson—

The following joint resolution :

Be it resolved by the House of Representatives, (the Senate concurring), That a committee of (3) three on the part of the House, and ——— on the part of the Senate, be appointed to investigate and report by bill or otherwise, what legislation is necessary to enable this State to receive the benefit of the grant of land to aid in the establishing of an agricultural college ;

Read and adopted.

SPECIAL ORDERS.

A bill to extend the force of a certain ordinance ;
Read and indefinitely postponed.

Message from the Senate :

Mr. Speaker :

The Senate has passed House bills :

To repeal section 11 of Ordinance No. 35 ;

To authorize the court of county commissioners of Bullock county to issue and sell county bonds ;

To regulate the punishment of female convicts ;

For the relief of the administrators of the estate of Geo. Simpson, deceased ;

To establish a medical board in Lee county ;

And has amended, as therein shown, House bills—

To authorize the citizens of Orion, in Pike county, to hold an election for officers ;

For the relief of the maimed in this State ;

And has originated and passed a bill—

For the relief of Wiley and Walter Ross of the county of Lee.

Very respectfully,

Your obedient servant,

M. P. BLUE,

Secretary of Senate.

Mr. Quinn, a resolution—

Whereas, His Excellency, Gov. W. H. Smith, has issued the following proclamation :

A PROCLAMATION.

Whereas, The Divine Ruler of the Universe has mercifully preserved us through the vicissitudes of another year, and favored us with manifold tokens of his goodness ; And whereas, it is highly proper that we should make a suitable acknowledgment to him for the blessings which he has graciously vouchsafed to us—

Now, therefore, I, Wm. H. Smith Governor, of the State of Alabama, do issue this my proclamation, recommending that Thursday, the 26th day of November, inst., be observed as a day of public thanksgiving to Almighty God for his great mercies towards us a people. I further recommend, that on said day all the people of the State abstain from their ordinary business, and repair to their usual places of public worship, and there render grateful praise and thanksgiving unto Almighty God for the numerous testimonials of Divine favor which we have received at His hands during the past year.

It is also recommended, that humble and devout prayer be made to the Dispenser of all Good, for a continuance of His favors towards us ; and that peace, prosperity and good feel-

ing may pervade in our State, and throughout our country.
 Given under my hand and the great seal
 of the State, at the city of Montgom-
 ery, this 5th day of November, A. D.
 [L. S.] eighteen hundred and sixty-eight, and
 of the independence of the United
 States of America, the ninety-third.
 WM. H. SMITH,
 Governor.

By the Governor :
 CHAS. A. MILLER,
 Secretary of State.

Therefore—

Resolved, That when this House adjourn, it adjourn until
 Friday, the 27th, at 10 o'clock a. m.

Which was read and adopted.

Message from the Governor :

EXECUTIVE DEPARTMENT,
 STATE OF ALABAMA,
 Montgomery, November 25, 1868. }

Mr. Speaker :

I am directed to inform the House of Representatives that the
 Governor has this day approved and signed a bill which origi-
 nated in the House, to be entitled

An act to authorize the Governor to fill vacancies in certain
 county offices.

Very respectfully,

Your obedient servant,

D. L. DALTON,
 Private Secretary.

REPORTS FROM STANDING COMMITTEES.

Mr. Hardy, from the judiciary committee, reported favora-
 bly on the following bills :

To amend section 2934 of the Revised Code ;

To provide for holding a term of the chancery court in the
 fifth chancery district ;

To provide for the sale of land and other property of insol-
 vent estates ;

For the relief of Wm. Brooks of Lee county ;

Which reports were concurred in by the House, and the bills ordered engrossed for a third reading ;

And adversely to the following bills :

In reference to the statutes of limitation ;

To authorize the selling at retail of spirituous liquors in East Tallassee, in Tallapoosa county ;

For the relief of W. J. Mayo of Tallapoosa county ;

To protect lumber-men ;

In reference to county solicitors ;

Which reports were concurred in by the House ;

Also, adversely to the bill for the protection of property ;

Not concurred in, and the bill ordered engrossed for a third reading ;

Also, a substitute for the bill to amend section 2226 of the Code ;

Which was read and adopted by the House.

Mr. Hubbard, from the committee on ways and means, reported favorably on the following bills :

To extend the time for the collection of taxes in Henry county ;

To amend section 536 of the Code ;

Reports concurred in by the House, and bills ordered engrossed for a third reading.

Mr. Dereen, from the committee on counties and county boundaries, reported favorably to

The bill changing the county lines between the counties of Crenshaw and Covington, with an amendment ;

Adopted ;

And reported a substitute to the bill to change the boundary line between the counties of Coosa and Elmore ;

The substitute was adopted, and the bill ordered engrossed for a third reading.

Mr. Inge, by leave, introduced the following resolution :

Resolved, That the House of Representatives adjourn until Friday morning, at 10 o'clock, that the members may observe to-morrow in thanksgiving and prayer, in accordance with the proclamation of the Governor.

Resolution adopted.

The House then adjourned until 10 o'clock Friday morning.

TWENTY-FIFTH DAY.

HOUSE OF REPRESENTATIVES, }
 Friday, November 29, 186S. }

House met pursuant to adjournment.

Prayer by the Chaplain.

Journal was read and approved.

Mr. Tucker, by leave, offered the following resolution :

Resolved, That the regular order of business be suspended until all the bills on the table be taken up and regularly disposed of ;

Which was read and tabled.

CALL OF THE COUNTIES.

Mr. Lore introduced the following bill :

For the location of the seat of justice of Barbour county ;

Which was read first and second times and referred to committee on county boundaries.

Mr. Hardy, the following bills :

To modify and in part repeal section 2877 of the Revised Code ;

To prevent the sacrifice of real estate ;

To amend section 2336 of the Revised Code ;

To repeal certain sections of the Code ;

To regulate appeals, &c. ;

To repeal subdivisions 1 and 2 of section 2871, and to provide for the sale of real estate ;

Mr. Masterson, a bill to enlarge the jurisdiction of courts of law in this State ;

Mr. Chisholm, a bill requiring executors and administrators to sue in certain cases, and providing for an equal distribution of assets of estates of insolvents ;

Mr. Mancell, a bill for the relief of H. A. and Elizabeth Cramer, of Covington county ;

All of which were read first and second times and referred to judiciary committee.

Mr. White, a bill for the relief of Wm. G. Gunter, of Blount county ;

Mr. Vanzandt, a bill to make Eleanor Matilda Brass of Elmore county, a free dealer ;

Read first and second times and referred to committee on local legislation.

Mr. Alley, a bill to incorporate the Macon county agricultural association ;

Read first and second times and referred to committee on corporations.

Mr. Jennings, a bill for the relief of Reddin Garrison and Salina E. Crumpton, of Winston county ;

Which was read first and second times and passed.

Mr. Hardy, a bill to make a new charter for the city of Selma ;

Read first and second time and referred to a special committee of three.

The speaker appointed on said committee, Messrs. Richardson, Gregory and Hardy.

Mr. Stroback called up bill—

For the relief of Gilbert Long of Montgomery county ;

Which had been laid on the table.

Read first and second times, and referred to the judiciary committee.

REPORTS OF STANDING COMMITTEES

Mr. Daniel, from the special committee, to whom was referred a bill—

To repeal section 11 of ordinance No. 36 ;

Reported favorably thereto ;

Read a third time and passed.

Also, from the same committee, was reported a bill—

To declare in force article 5, chapter 19, title 1, part 3, of the Revised Code ;

Which was read three times, under a suspension of the rule, and passed.

Mr. Smith, from the special committee, reported favorably to the bill to authorize the Secretary of State to issue a patent to Wm. McDaniel, of Morgan county, for certain lands ;

Read a third time and passed.

Mr. Gregory called up the Senate joint resolution—

Authorizing the Governor to issue a reward ;

Read three times, under a suspension of the rules, and yeas and nays were called on the adoption of the resolution.

AYES—Messrs. Alexander, Arthur, Avery, Alley, Ard, Alston, Attaway, Bell, Blandon, Boyle, Brewington, Brantley, Bronson, Burton, Carraway, Chisholm, Corprew, Cox, Daniel, Davis, Dereen, Diggs, Drawn, Greene, Gregory, Haley, Hardy, Hart, Hill, Holman, Houston, Inge, Jennings, Jones of Madison, Jones of Tuskaloosa, Kendrick, Kennemer, Law-

rence, Lore, Malone, McCalley, Ninninger, Newsom, Page, Rice, Richardson, Ronayne, Rose, Sanford, Shaw, Speed, Simmons, Springfield, Smith, Stewart, Stroback, Taylor of Chambers, Taylor of Winston, Thompson, Tompkins, Turner, Vanzandt, Weaver, White, Williams, Wilson, Wood, Yates and Speaker—69.

NAYS—Messrs. Hubbard, Hurt, Lewis, Mastin, Mancell, Neville, Reeves, Tucker, Tyner and Walker—10.

Resolution passed.

Message from the Senate.

Mr. Speaker :

The Senate has originated and passed the following bills :

To repeal an ordinance to establish the new county called the county of Baine ;

To authorize administrators and executors of deceased persons to compromise and settle with the debtors of such estates ;

To authorize the tax collectors of the city of Demopolis to collect the taxes of said city ;

For the relief of Francis M. Barnett and John B. Baldrick, of Montgomery county ;

To authorize the court of probate of Pickens county to issue certain titles of administration.

Very respectfully,

M. P. BLUE,
Secretary.

Mr. Wilson called up Senate joint resolution in relation to the jurisdiction of notaries public ;

Which was read and adopted.

GENERAL ORDERS.

House bills as follows :

Were taken up, read a third time and passed :

Concerning insolvent estates ,

For the relief of Marion Abercrombie, of Montgomery county, Alabama ;

For the relief of Andrew Smith, of Madison county, Alabama ;

To make Elizabeth J. Edwards, wife of Thos. Edwards, of Tallapoosa county, a free dealer ;

To protect fruits, vegetables and other crops from depredation and destruction ;

For the relief of Julia B. Goetzel, of Mobile county ;

In relation to the incorporation of the city of Tusculumbia, in the county of Franklin, and for other purposes.

The following were read a third time and laid on the table :

To amend section 3539 of the Revised Code ;

To construe sections 2417 and 2421 of the Revised Code ;

To amend an act approved August 19th, 1868 ;

A bill to repeal a certain ordinance and to confirm the right of the city council of Selma to collect wharfage ;

Were read a third time and indefinitely postponed.

A bill to amend section 3578 ;

Was read a third time and recommitted to the judiciary committee ;

Also, a bill to secure mechanics' lien for labor ;

Was read a third time and recommitted to a special committee of three—Messrs. Carraway, Stroback and Davis.

Leave of absence was granted Mr. Tucker, of Lee county.

The House adjourned until 10 o'clock to-morrow.

TWENTY-SIXTH DAY.

HOUSE OF REPRESENTATIVES, }
November 28, 1868. }

House met pursuant to adjournment.

Prayer by the chaplain.

Journal read and approved.

Mr. Vanzandt, by leave, introduced the following resolution :

Resolved, That the call of counties be dispensed with, to take from the table all the business thereon, and dispose of the same ;

Which was read and adopted.

In accordance with the above the House proceeded to take up House bills on their second reading.

The following bills were read a third time and passed :

To legalize the marriage between Richard Cruch and Georgia Ann Cleghorn ;

To repeal sections 1237, 2680 and 4231 of the Revised Code ;

To prevent the destruction of certain game in Autauga county;

To amend section 3996 of the Revised Code ;

To remove the administration of the estate of Wm. F. Pool, deceased, and the guardianship of Cecilia J. Pool, Mary E. and Eliza Pool, from Russell to Coffee county ;

To make Georgia Ann V. Robinson a free dealer ;

To regulate vendor's liens ;

For the relief of John B. Billingsley of Blount county ;

To make Lucy Freeman of Coosa county a free dealer ;

To make Mrs. Catherine Hoover of Jefferson county a free dealer ;

To authorize parol testimony in certain cases ;

To continue the city court of Montgomery ;

To provide pay for the grand and petit jurors and court of county commissioners of the different counties in this State, approved February 19, 1864 ;

To extend time to executors, administrators, &c., and for the working of public roads in the State of Alabama.

A bill to amend sections 3602 and 3603 of the Code was taken up, read first and second times, and the yeas and nays called on its passage ;

Which resulted as follows :

YEAS—Messrs. Alexander, Avery, Arthur, Austin, Blandon, Brewington, Burton, Candee, Carraway, Cox, Diggs, Drawn, Emmons, Greene, Grégory, Hardy, Hill, Hart, Houston, Inge, Kennemer, Lewis, Lawrence, McCalley, Ninninger, Richardson, Rose, Shaw, Speed, Springfield, Stroback, Thompson, Turner, Weaver, White, Williams, Speaker—37.

NAYS—Messrs. Boyle, Bronson, Chisholm, Corprew, Deeren, Doster, Evans, Haley, Holman, Hubbard, Hurt, Kendrick, Masterson, Mastin, Malone, Mancell, Neville, Reeves, Rice, Sanford, Simmons, Smith, Stubblefield, Taylor of Chambers, Taylor of Winston, Tompkins, Tyner, Vauzandt, Walker, Wood—30.

The bill to extend the provisions of a certain act, was read three times and indefinitely postponed.

The bill to change the boundary lines of the 6th congressional district, was read a third time and laid on the table.

A joint resolution to appoint a committee to investigate the condition of the treasury in relation to certain missing bonds, was read a third time and passed.

Objection being made by some of the members to the resolution, the vote by which it was passed was reconsidered.

The further consideration of the same was then deferred till next Saturday at 12 o'clock.

Mr. Dereen asked that Mr. Burton be relieved from serving on the committee on finance.

Mr. Reeves also asked to be relieved from serving on the same committee.

Neither of the gentlemen's requests were granted.

Mr. Springfield called up the Senate bill to repeal an ordinance to abolish the new county called Baine;

Which was read the third time, under a suspension of the rule, and the yeas and nays called on its passage.

Those who voted yea were :

Messrs. Alexander, Ard, Austin, Avery, Bell, Boyle, Brewington, Brantley, Bronson, Burton, Candee, Corprew, Cox, Daniel, Davis, Dereen, Diggs, Doster, Drawn, Emmons, Greene, Gregory, Haley, Hardy, Hart, Hill, Holman, Houston, Hubbard, Hurt, Inge, Kendrick, Kennemer, Lawrence, Lore, Masterson, Mastin, Malone, McCalley, Mancell, Neville, Ninninger, Newsom, Page, Reeves, Rice, Ronayne, Rose, Sanford, Shaw, Simmons, Springfield, Stroback, Stubblefield, Taylor of Winston, Tompkins, Tyner, Vanzandt, Walker, Weaver, White, Williams, Wood, Speaker—64.

Those who voted nay were :

Messrs. Attaway, Blandon, Carraway, Lewis, Richardson, Turner—6.

Mr. Richardson, from the special committee to whom was referred the bill to establish a new charter for the city of Selma, reported favorably.

The bill was then read a third time and passed.

Message from the Senate.

SENATE CHAMBER, }
Nov. 28, 1868. }

Mr. Speaker:

The Senate has originated and passed the following bills :

To provide payment for fuel, lights and stationery for public offices and jails in the several counties in this State; and

To amend the charter of the city of Huntsville.

Respectfully,

Your obedient servant,

M. P. BLUE,

Secretary of Senate.

Mr. Burton called up the House bill—

Creating a penalty for non-payment of taxes assessed and remaining unpaid on the first day of January, 1869 ;

Read, and indefinitely postponed.

Mr. Ronayne called up the Senate bill—

To amend the charter of the city of Huntsville ;

Read three times under a suspension of the constitutional rule, and passed.

Mr. Malone asked for, and was granted permission to introduce the following joint resolution :

Resolved by this House, (the Senate concurring,) That this General Assembly adjourn *sine die*, the 12th day of December, 1868, at 12 o'clock, M. ;

Which was read and laid on the table.

The House then adjourned until Monday at 10 o'clock A. M.

TWENTY-SEVENTH DAY.

HOUSE OF REPRESENTATIVES, }
November 30, 1868. }

House met pursuant to adjournment.

Prayer by the chaplain.

Journal of yesterday was read and approved.

CALL OF THE COUNTIES.

Mr. Dereen—

A bill to give the probate court of Wilcox county jurisdiction of the estate of Madison C. Parker, deceased ;

Read first and second times, and referred to a special committee of five.

The chair appointed on said committee—

Messrs. Emmons, Springfield, Page, Ronayne and Richardson.

Mr. Chisholm—

A bill for the relief of Cornelius C. Allison, of the county of Lauderdale ;

Read first and second times, and referred to the committee on local legislation.

Mr. Dereen—

A petition for the relief of R. C. DuBose, of Marengo county, for return of property sold by sheriff in January, 1868 ;

Read first and second times, and indefinitely postponed.

Mr. Burton—

A bill to amend paragraph 4, of section 4340, of the Revised Code ;

Read first and second times, and referred to the judiciary committee.

Mr. Stroback—

A bill to repeal sections 3598 and 3599 of the Revised Code of Alabama ;

Read first and second times, and indefinitely postponed.

Mr. Mastin—

A bill to prohibit the sale or giving away of spirituous, vinous, or malt liquors, within one mile of Philadelphia church and Arcadia Institute, in Montgomery county ;

Referred with petition to committee on local legislation.

Mr. Neville—

A bill to prevent the use of abusive language in certain places ;

Read first and second times, and referred to the judiciary committee.

Mr. Stewart—

A bill to authorize the judges of probate in the counties of Perry, Greene and Pickens, to hire persons confined as convicts in jails of their respective counties, and sentenced to hard labor, to work on the Cahaba, Marion and Greensboro railroad, approved January 23, 1867 ;

Read first and second times, and referred to a special committee of five ;

The chair appointed as said committee—

Messrs. Brantley, Drawn, Stewart and Wood.

Mr. Brewington—a resolution

In relation to the pay of the chaplain of the House ;

Read and laid on the table.

Mr. Emmons—

A bill to repeal an act to incorporate the Mobile Trade Company ;

Read first and second times, and referred to a special committee of three ;

The chair appointed on said committee—

Messrs. Candee, Moore and Gregory.

Mr. Wood—

A bill to prevent the killing of game in certain seasons in this State ;

Read first and second times, and indefinitely postponed.

Mr. Springfield—

A bill for the relief of the heirs of the estate of Mr. Cameron, deceased, late of St. Clair county ;

Read first and second times, and referred to committee on judiciary.

Mr. Masterson, a bill to amend section 4101 of the Revised Code ;

Read first and second times, and referred to the judiciary committee.

Mr. Page, a bill for the relief of Martha Ann Duke, of Washington county ;

Which was read first and second times and referred to the committee on local legislation.

Also, a bill for the relief of Arraney Page, of Washington county ;

Read first and second times and referred to the committee on local legislation.

Also, to establish an election precinct at the residence of Wm. Morse, of Washington county ;

Read first and second times and referred to the committee on privileges and elections.

Mr. Jennings, to revise and amend an act to appropriate the three per cent. fund and its interest ;

Read first and second times and referred to committee on internal improvements.

Mr. Thompson, a joint resolution in relation to the chaplain ;

Read first and second times and referred to a special committee of three.

The chair appointed on said committee, Messrs. Hart, Thompson and Shaw.

Mr. Hardy, a bill for the relief of John Cooper and Isaac Shannon ;

Read first and second times and referred to committee on ways and means.

Mr. Hardy, to enable owners to search for lost stock ;

Read first and second times and referred to judiciary committee.

Mr. Hardy, to regulate the 16th section school fund ;

Read first and second times and referred to the committee on education.

Mr. Hardy, a bill to amend section 2776 of the Revised Code ;

Read first and second times and referred to committee on the judiciary.

Mr. Candee, to authorize the county treasurer of Wilcox county to pay a salary to solicitor of said county ;

Read first and second times and referred to the judiciary committee.

Mr. Gregory, to make illegitimate children heirs of their putative fathers ;

Read first and second times and referred to the judiciary committee.

Mr. Simmons, for the relief of Sarah Byrd, of the county of Russell ;

Read first and second times and referred to the committee on local legislation.

Also, two other bills, as follows :

For the relief of A. M. Lamar, of Montgomery county ;

For the relief of those who have been separated three years ;

Read the first and second times, and referred to judiciary committee.

Mr. Stewart, a bill to amend section 2357 of the Revised Code ;

Read first and second times and referred to the judiciary committee.

MESSAGE FROM THE GOVERNOR.

EXECUTIVE DEPARTMENT,
STATE OF ALABAMA,
Montgomery, November 30, 1868. }

Mr. Speaker :

I am directed by the Governor to inform the House of Representatives that he has this day approved and signed bills, which originated in the House, as follows :

To fix the time of holding the city court of Montgomery ;

To amend section 3016 of the Revised Code ;

To provide for the pay of the members and officers of the General Assembly.

D. L. DALTON,
Private Secretary.

Message from the Senate as follows :

SENATE CHAMBER,
November 30, 1868. }

Mr. Speaker :

The Senate has originated and passed the following joint resolution :

To regulate the State House and preserve the public property connected therewith ;

And has passed the following House bill :

For the relief of J. V. Trammell, and the securities on his official bond.

Respectfully,

M. P. BLUE,
Secretary.

REPORTS OF COMMITTEES.

Mr. Hardy, from the judiciary committee, reported favorably on the following bills, which were concurred in, and engrossed for a third reading :

For the relief of H. A. and Elizabeth Creamer, of Covington county ;

A bill to enlarge the jurisdiction of the courts of law in this State ;

A bill requiring executors and administrators to sue in certain cases, and providing for an equal distribution of assets of estates of insolvents ;

A bill to relieve Thos. Hardy, guardian of Martha Hardy, Finas Hardy and Luke P. Hardy, minors, from the provisions of section 2421 of the Revised Code ;

A bill to repeal sub-division one and three of section 2871, and to provide for the sale of real estate ;

A bill to relieve Wm. B. Seymour and Andrew J. Taylor, of Winston county ;

A bill to repeal certain sections of the Revised Code and to regulate appeals ;

A bill to amend section 3826 of the Revised Code ;

A bill to simplify titles to real property ;

A bill to amend section 3578 of the Revised Code ;

A resolution in relation to the seats of members elect who have not presented their credentials, &c. ;

Report concurred in ;

A bill for the relief of Gilbert Long, of Montgomery county ;

A bill to modify and in part repeal section 2877 of the Revised Code ;

A bill to amend the law in reference to the sessions of the circuit court of Jackson and DeKalb counties. Recommended.

A bill to amend section 2061 of the Revised Code ;

Recommended to the committee on judiciary.

On motion of Mr. Harrington, a special committee of three

was appointed to report to the House the manner in which bills should be brought up.

Mr. Jennings, from the committee on local legislation—

A bill to amend the charter of Pintlala creek bridge, and to authorize commissioners to erect a bridge. Concurred in.

A bill to authorize the proprietors and employers of the Eutaw Steam Mills to charge one-sixth of the grain for toll. Adversely ; concurred in.

A bill to allow the county commissioners of Hale county twelve months further time in which to complete the county jail, &c. Concurred in.

A bill to amend an act to abolish fences in certain portions of Montgomery county. Concurred in.

A bill to allow sheriffs and other officers mileage. Adversely ; concurred in.

A bill for the relief of Wm. Stringer, of Morgan county. Not concurred in ; referred to a special committee of three.

The chair appointed on said committee Messrs. Daniel, Wilson and Richards.

A bill to extend the time for the collection of taxes for Greene county. Favorably ; concurred in.

A bill for the relief Samuel McCartney, of Washington county. Favorably ; concurred in.

A bill to make Mrs. Reuben Franklin, of Montgomery county, a free dealer. Favorably ; concurred in and engrossed for a third reading.

A bill to make valid the acts, contracts and costs of W. S. Mays, of Pike county, entered into after the passage of this act. Favorably ; concurred in.

A bill to amend an act to amend an act, &c. Concurred in, and engrossed for a third reading.

A bill for the relief of H. H. Hopkins, of Jackson county. Adversely to bill and report ; recommitted to judiciary committee.

A bill to make Mrs. Mary Ann Reed, wife of Thos. Reed, of Montgomery county, a free dealer. Favorably ; concurred in.

Mr. Dereen, from the committee on county and county boundaries, asked leave to make a report.

Mr. Hubbard moved to adjourn until to-morrow at 10 o'clock.

The chair recognized Mr. Dereen.

Mr. Stroback appealed from the decision of the chair.

Decision of the chair not sustained.

Mr. Hubbard, from the committee on ways and means, reported favorably on the following bill :

A bill to establish a system of internal improvements.
On motion of Mr. Vanzandt 150 copies of the bill was ordered printed for the use of the House.

House adjourned till to-morrow morning, at 10 o'clock.

TWENTY-EIGHTH DAY.

HOUSE OF REPRESENTATIVES, }
December 1, 1868. }

House met pursuant to adjournment.

Prayer by the chaplain.

Journal of yesterday was read and approved.

Indefinite leave of absence was granted Mr. Reeves, of Cherokee.

On motion of Mr. Vanzandt the call of counties was suspended and reports from committees were made in order.

Mr. Dereen, from committee on county and county boundaries, reported favorably to a bill to change the county line between Lee and Russell counties, and adversely to a bill to authorize the probate judges to hold an election for the removal of county sites ;

Report concurred in.

Also, favorably to the bill to form a new county out of portions of Coffee, Dale and Henry counties, to be called Choctawhatchie, as amended, by inserting in lieu of Choctawhatchie, the word Geneva.

On motion of Mr. Moore the bill was read a third time ;

Ayes and nays being called on the passage of the bill, resulted as follows :

AYES—Messrs. Alexander, Ard, Bogle, Bronson, Chisholm, Childress, Davis, Dereen, Doster, Drawn, Evans, Holman, Hubbard, Lawrence, Lore, Mastin, Malone, Moore, Mancell, Reeves, Speed, Simmons, Taylor of Winston, Tompkins, Tyner, Vanzandt, Williams and Wilson—28.

NAYS—Messrs. Alley, Austin, Avery, Blandon, Brantley, Burton, Candee, Daniel, Emmons, Fister, Greene, Gregory, Hardy, Hart, Houston, Kendrick, Lewis, McCalley, Quinn, Richardson, Ronayne, Rose, Shaw, Stewart, Thweatt, Tiller, Turner, Weaver and White—30.

Mr. Vanzandt, from the committee on corporations, reported favorably on the following bills :

To incorporate the New Orleans and Selma Railroad Company ;

To incorporate the Macon County Agricultural Association ;
 To amend the charter of the Alabama Manufacturing Company at Selma ;

Which was concurred in by the House, and the bills ordered engrossed for third reading.

Also, adversely to the bill—

To organize the Harmonia Club at Selma ;

Which report was not concurred in by the House, and the report and bill made special order for next Thursday at 12 o'clock.

Mr. Jennings, from the committee on local legislation, reported favorably on the following bills :

To make Elenora M. Ross of Elmore county a free dealer ;

And for the relief of Wm. G. Gunter of Blount county ;

Concurred in, and bills ordered engrossed for a third reading.

Mr. Strobach, from special committee, to whom was referred the bill—

To provide a uniform system of incorporation for the organization of companies for certain purposes in the State ;

Reported favorably thereto with an amendment ;

The bill and report referred to the judiciary committee.

Mr. Daniel, from the select committee, to whom was referred the adverse report of the committee on local legislation—

A bill for the relief of Wm. Stringer of Morgan county ;

Reported favorably to the bill and recommended that the bill do pass, and also recommend that the report of the committee on local legislation be received ;

Report concurred in, and bill read a third time and passed.

The following gentlemen were permitted to introduce bills :

Mr. Alley—

For the revision of claims upon which judgments were rendered between the 11th day of Jan. 1861, and the 20th day of July, 1865 ;

Mr. Holman, a bill—

To increase the fees of public officers in Baldwin county ;

Mr. Hurt, a bill—

Requiring executors and administrators purchasing real estate upon credit to give bond and security ;

Mr. Hardy, a bill—

All of which were read under a suspension of the rule, and referred to the judiciary committee.

Mr. Taylor of Winston, a bill—

For the relief of Jonathan Barton, late sheriff of Winston county ;

Read twice under a suspension of the constitutional rule, and referred to the committee on ways and means.

Mr. Page, a bill—

For the relief of Thos. Moss of Washington county ;

Read and laid on the table.

Mr. Hart, from special committee, to whom was referred a resolution providing for the payment of a salary to the chaplain of the House ;

Reported the following resolution :

Resolved, That the Rev. Samuel Wilson be entitled to \$4 per day for services as chaplain to the present date ;

Mr. Chisholm, a substitute—

That the chaplain should be discharged after having been paid up to date.

Ayes and nays being called on motion to lay the substitute on the table, resulted as follows :

AYES—Messrs. Alexander, Alley, Austin, Avery, Blandon, Brewington, Candee, Carraway, Cox, Dereen, Greene, Gregory, Hardy, Hill, Houston, Inge, Jennings, Lewis, Lawrence, Lore, McCalley, Ninninger, Page, Quinn, Richardson, Ronayne, Rose, Shaw, Speed, Stewart, Thompson, Turner, Weaver and Williams—34.

NAYS—Messrs. Ard, Bell, Brantley, Burton, Childress, Chisholm, Doster, Evans, Hubbard, Hunt, Kendrick, Kennemer, Masterson, Mastin, Malone, Moore, Mancell, Neville, Newsom, Reeves, Sanford, Springfield, Smith, Stroback, Taylor of Winston, Tompkins, Tyner, Vanzandt, White, and Wilson—30.

Mr. Stewart, a resolution—

Resolved, That the Rev. Samuel Wilson is the regularly elected chaplain of this House, and as such is entitled to four dollars per day for his services in accordance with a law passed by this General Assembly providing for the pay of officers and members ;

Which was adopted.

Mr. Speaker :

The Senate has originated and passed bills as follows :

An act to relieve certain parties ;

To authorize the mayor and alderman of the city of Huntsville to levy a special tax ;

To constitute Susan McNair and others therein named free dealers ;

And has passed House bills :

To remove the county seat of Marengo county from Linden, in said county, to the city of Demopolis ;

And to establish a new charter for the city of Selma.

M. P. BLUE,

Secretary of Senate.

Mr. Quinn, by leave, a resolution—

To construct a light-house and wharf in Mobile Bay, and to petition Congress for help on the same ;

Which was read and adopted.

The House adjourned until to-morrow morning at 10 o'clock.

TWENTY-NINTH DAY

HOUSE OF REPRESENTATIVES, }
December 2, 1868.

House met pursuant to adjournment.

Prayer by the Chaplain.

Journal read and approved.

Mr. Tiller of Henry, a bill—

To authorize the court of Henry county to levy an additional tax for county purposes ;

Read first and second times, and referred to the committee on ways and means.

Mr. Hardy, a bill—

To amend and revise the charter of the Cahaba, Marion, and Greensboro Railroad Company ;

Read first and second times, and referred to committee on internal improvements.

Mr. Hart, a bill—

To repeal sections 2509, 2511, 2512, 2513, 2514, 2515, 2516, 2517, 2518, 2519, 2520 and 2521 of the Revised Code of Alabama ;

Read first and second times, and referred to the judiciary committee.

Mr. Springfield introduced the following resolution, which was adopted :

Resolved, That the House dispense with the call of counties, and take up the unfinished business from the Clerk's desk ; and no more business shall be entertained by the House until the unfinished business is disposed of.

Engrossed House bill—

To change the boundary lines between the counties of Elmore and Coosa ;

Read the third time, passed, and sent to the Senate.

The yeas and nays being necessary to the passage of the bill, the following members voted in the affirmative :

Messrs. Alexander, Ard, Alley, Bell, Blandon, Bogle, Brantley, Brewington, Bronson, Candee, Carraway, Childress, Chisholm, Daniel, Dereen, Diggs, Doster, Drawn, Eminons, Evans, Greene, Gregory, Haley, Hardy, Harris, Hart, Holman, Hubbard, Hurt, Inge, Jones of Tuskaloosa, Kendrick, Kennemer, Lewis, Lore, Masterson, Mastin, McCalley, Moore, Mancell, Neville, Newsom, Page, Richardson, Ronayne, Rose, Sanford, Shaw, Speed, Simmons, Springfield, Smith, Stubblefield, Taylor of Winston, Tiller, Turner, Tyner, Vanzandt, Walker, Weaver, White, Williams, Wilson, Wood, Yates, Mr. Speaker—66.

Message from the Senate :

SENATE CHAMBER, }
December 2, 1868. }

Mr. Speaker :

The Senate has originated and passed the following bills :

A bill for the relief of the minor heirs of M. A. Baldwin, deceased ;

House bill to form a new county from portions of Baldwin and Conecuh, to be called the county of Escambia ;

A bill to repeal section 2 of ordinance No. 5, adopted September 21st, 1865 ;

A bill to regulate and establish legal proceedings in Franklin county.

The Senate has concurred in House amendment to joint resolution authorizing the Governor to offer a reward ;

And originated and passed a bill—

To reorganize the districts of the northern chancery division of Alabama, and to provide for the time of holding the courts therein ;

And to repeal sections 9, 4 and 14 of an act in relation to the chancery courts of Alabama.

Very respectfully,

Your obedient serv't,

M. P. BLUE,

Secretary.

On motion of Mr. Gregory—

The bill to form a new county to be called Geneva, was reconsidered and passed;

Yeas 53, nays 9.

Mr. Stroback called up the bill for the relief of William Brooks of Lee county, for reconsideration;

The bill was reconsidered and lost.

Engrossed House bill to give livery stable keepers a lien upon the stock, &c.;

Read third time and lost.

Engrossed House bill to confer additional powers upon the commissioners of Mobile county;

Read third time and passed.

Ayes and nays were called;

Yeas 44, nays 17.

Message from the Governor.

EXECUTIVE CHAMBER, }
STATE OF ALABAMA, }
December 2, 1868. }

Mr. Speaker :

I am directed by the Governor to inform the House of Representatives, that on the 1st, he approved and signed bills, which originated in the House, to be entitled as follows:

A bill to authorize the court of county commissioners of Bullock county to issue and sell county bonds;

For the relief of the administrator of the estate of George Simpson, deceased;

To regulate the punishment of female convicts;

To establish a medical board in Lee county;

A bill to repeal section 11, of Ordinance No. 36, passed December 6, 1867.

Very respectfully

Your obedient serv't,

D. L. DALTON,
Private Sec'y.

Bill to authorize the commissioners court of Dallas county to issue bonds;

The bill was read a third time under a suspension of the constitutional rule and passed.

To repeal an act therein named;

Read first, second and third times, and passed.

To make Mrs. Eliza Ann Reed, of Montgomery county, a free dealer ;

Read third time and passed.

For the relief of Josephine Fraser, of Chambers county ;

Read first and second times, and laid upon the table.

For the relief of the poor of the State of Alabama ;

Read third time and passed.

A bill to make Elizabeth Jane Edwards, wife of Thomas Edwards of Tallapoosa county, a free dealer ;

Read third time and passed.

For the relief of Silas A. Thompson, of Mobile county ;

Read third time and lost.

To relieve certain practicing attorneys at law, and for other purposes ;

Read third time and passed.

To repeal certain acts of incorporation ;

Read third time and passed.

Requiring clerks of circuit courts, registers in chancery, judges of probate, to endorse the names of attorneys on executions ;

Read third time and passed.

To make judgments a lien upon property in certain cases ;

Read third time, and lost.

Yeas and nays being called, resulted :

AYES—Messrs. Burton, Dereen, Drawn, Hurt, Kendrick, Lewis, Mastin, Mancell, Newsom, Reeves, Rice, Rose, Smith, Stroback, Thompson, Tompkins, Vanzandt, White, Williams and Yates—20.

NAYS—Messrs. Armstrong, Alley, Austin, Arthur, Bell, Blandon, Bogle, Brewington, Brantley, Candee, Carraway, Chisholm, Cox, Diggs, Davis, Emmons, Evans, Greene, Gregory, Haley, Harris, Holman, Houston, Jones of Madison, Jones of Tuskaloosa, Lore, Masterson, McCalley, Richardson, Ronayne, Sanford, Shaw, Speed, Simmons, Tiller, Turner, Tucker and Wilson—34.

Mr. Stroback presented a resolution, which was decided out of order by the chair ;

Mr. Stroback appealed from the decision of the chair.

The chair was sustained.

To repeal section 3875 of the Revised Code ;

Read third time, and recommitted to the judiciary committee.

To change the county boundaries between Crenshaw and Covington counties ;

Read third time and passed, and sent to the Senate.

Yeas and nays necessary to the passage of the bill, which were unanimous, 52 members voting.

To repeal section 2255 of the Revised Code of Alabama ;

To amend section 536 of the Revised Code of Alabama ;

Read third time and passed, and sent to the Senate.

For the protection of property ;

Read third time, and indefinitely postponed.

To provide for the holding of the chancery court in the 5th chancery district ;

Read third time and passed.

House adjourned till 9 o'clock to-morrow morning.

THIRTIETH DAY.

HOUSE OF REPRESENTATIVES, }
December 3, 1868. }

House met pursuant to adjournment.

Prayer by the Chaplain.

Journal of yesterday read and approved.

CALL OF THE COUNTIES.

Mr. Hill—

A bill to alter the name of Bullock county to that of New Hanover ;

Read first and second times, and referred to the committee on county and county boundaries.

Mr. Lore—

A bill for the relief of James H. Barron, of Barbour county ;

Read first and second times, and referred to the judiciary committee.

Mr. Diggs—

A bill in relation to the election of municipal officers in the city of Eufaula ;

Read first and second times, and referred to committee on corporations.

Mr. Doster—

A bill to make Matilda J. Danford, of Barbour county, a free-dealer ;

Read first and second times, and referred to committee on local legislation.

Mr. Hart—

A bill to repeal an act to restrict taxation in the town of Greenville ;

Read first and second times and referred to the judiciary committee.

Mr. Doster—

A bill to make free-dealers and for other purposes ;

Read first and second times, and referred to the committee on local legislation.

Mr. Hart—

A bill to change the boundaries between the counties of Butler and Conecuh ;

Read first and second times, and referred to the committee on county and county boundaries.

Mr. Newsom—

A bill to declare N. M. McDaniel a citizen of Clay county ;

Read, first, second and third times, and passed.

Mr. Wilson—

A bill to change the time of holding the spring term of the circuit court of Clark county ;

Read first and second times and referred to a special committee of three—

Consisting of Messrs. Gregory, Wilson and Holman, appointed by the chair.

Mr. Moore—

A bill for the relief of Georgia Ann Cornelia Atkinson ;

Read first and second times, and referred to the judiciary committee.

Mr. Mancell—

A bill for the relief of administrators, guardians, executors, trustees, attorneys, agents and other persons ;

Read first and second times and referred to committee on the judiciary.

Mr. Ard—

A bill for the relief of Thos. J. Miller, of Dale county ;

Read first and second times, and referred to the committee on local legislation.

Mr. Malone—

A bill to amend sections 2504, 2510, 2511, 2514 and 2515 of the Revised Code ;

Read first and second times, and laid on the table.

Mr. Turner—

A bill to allow W. W. Moorfield and G. O. Jordan, to establish a ferry across the Tallapoosa river ;

Read first and second times, and referred to the committee on roads and highways ;

Mr. Hart—

A bill for the relief of Geo. S. Lanier ;

Read first and second times, and referred to committee on local legislation ;

Mr. Simmons—

A bill for the relief of W. H. Farris, of Franklin county ;

Read first and second times, and referred to the committee on finance.

Mr. Davis—

A bill to authorize the judge of probate of Greene county to make orders, decrees, &c.;

Read first and second times and referred to the judiciary committee.

Mr. Tiller—

A bill for the relief of George T. Kincey, of Henry county ;

Read first and second times, and referred to the judiciary committee.

Mr. Tiller—

A bill to allow Isaac W. West to practice physic in Henry county ;

Read first and second times, and referred to the judiciary committee.

Mr. Sanford—

A bill for the relief of John Camp, of Jefferson county ;

Which was read first and second times, and laid on the table.

Message from the Senate :

SENATE CHAMBER, }
December 3, 1868. }

Mr. Speaker :

The Senate has originated and passed the following bill :

A bill for the relief of A. J. Applegate, Lieutenant Governor of Alabama.

Very respectfully,

M. P. BLUE,

Secretary.

Mr. Kennemer—

A bill to empower the commissioners court of Marshall county to issue bonds and for other purposes ;

Read first and second times, and referred to committee on local legislation.

Mr. Haley—

A bill to extend the jurisdiction of justices of the peace in Marion county ;

Read first and second times, and referred to committee on local legislation.

Mr. Haley—

A bill in reference to camp hunting in Marion county ;

Read first and second times, and referred to the judiciary committee.

Mr. Ronayne—

A bill for the relief of *non compos mentis* ;

Read first and second times, and referred to the committee on local legislation.

Mr. Gregory, a bill to amend section 2345 of the Revised Code ;

Read first and second times and referred to the judiciary committee.

Mr. Quinn, a bill to prevent vexatious biddings at public auctions ;

Read first and second times and referred to the judiciary committee.

Mr. Quinn, a resolution ;

Which was laid on the table.

Mr. Carraway, a joint resolution ;

Which was adopted :

WHEREAS, Certain bills were passed by this House and sent to the Senate, at the July session for action—and

Whereas, said bills have not been acted upon in regular order by the Senate ; therefore—

Be it enacted by the House of Representatives, (Senate concurring,) That a committee of conference, consisting of three from the House and two from the Senate, be appointed, whose duty it shall be to investigate the condition of said bills, with a view to ascertain the cause of such non-action.

Mr. Stroback, a resolution in relation to adjournment ;

Which was laid on the table.

Mr. Stewart, a bill to confer upon the judge of probate of Perry county, sitting at any term of his court, all the rights and powers conferred upon the court of county commissioners by section 1310 of the Revised Code ;

Read first and second times and referred to committee on local legislation.

Mr. Hubbard, a resolution providing for a clerk to committee on ways and means ;

Which was adopted :

Resolved by the House of Representatives of Alabama, That

the committee on ways and means are hereby allowed a clerk, whose per diem or pay shall be the same as that received by other clerks of the House committee on the judiciary.

Senate message :

SENATE CHAMBER, }
December 3, 1868. }

Mr. Speaker :

The Senate has originated and passed the following bills :

A bill for the suppression of secret organizations of men disguising themselves for the purpose of committing crimes and outrages.

M. P. BLUE,
Secretary of Senate.

Mr. Hubbard, a bill for the relief of Chas. B. Lopez, of Montgomery county ;

Read first and second times and referred to special committee, consisting of Montgomery county delegation.

Mr. Hardy, from special committee upon form of bills, made the following report ;

Which was concurred in :

Honorable House of Representatives :

Your committee to whom was referred the question as to the form of bills, required by section 2, article 4, of the constitution, have had the same under consideration, and beg leave to report that it has arrived at the conclusion, that said clause of the constitution requires that a bill to amend any particular section of a law, requires that said bill should recite the particular section proposed to be amended, and should therein set out the section with the amendment incorporated therein, and that when a bill is introduced to repeal a law or a particular section of the law, it is sufficient to name the law to be repealed, or the particular section of the law, naming the section by its number, or the act by its caption. Having performed the duty assigned to it, your committee begs to be discharged from the further consideration of the subject.

Respectfully submitted.

JOHN HARDY,
Chairman.

Mr. Childress, a bill for the relief of W. A. Hammett, of Talladega county ;

Read first and second times and referred to judiciary committee.

Mr. Childress, also, a bill for the relief of Mrs. Mary V. Smoot, of Talladega county ;

Read first and second times and referred to committee on local legislation.

Also, a bill to make Mrs. Mary Smoot a free dealer.

Mr. Emmons introduced the following substitute :

A bill to provide for making married women free dealers ;

Read first, second and third times and lost.

Ayes and nays called on the passage of the bill—ayes 22, nays 43.

House then adjourned until 10 o'clock to-morrow.

THIRTY-FIRST DAY.

HOUSE OF REPRESENTATIVES, }
December 4, 1868. }

House met pursuant to adjournment.

Prayer by the Chaplain.

Journal was read and approved.

Mr. Springfield, by leave, a bill to declare Thos. M. Springfield a citizen of St. Clair county ;

Read first, second and third times, and passed.

Also, a bill for the relief of Isaac Shannon ;

Read first and second times and referred to the judiciary committee.

Mr. Harris, a bill to authorize the court of county commissioners of Limestone county to issue bonds, and for other purposes ;

Read first and second times and referred to the committee on local legislation.

Message from the Senate.

SENATE CHAMBER, }
Dec. 4, 1868. }

Mr. Speaker :

The Senate has passed the following House bills :

To incorporate the town of Troy in the county of Pike, and to authorize the municipal corporation to levy a tax for a sub-

scription to the stock of the Mobile and Girard Railroad company ;

To secure complete records in the courts of this State ;

To amend section 3489 of the Revised Code ;

To transfer the legal books and other papers belonging to Jones county to Sanford county ;

To repeal an act to prohibit the sale of spirituous liquors within five miles of Cahaba coal mines, in Shelby county, approved February 15, 1867 ;

To authorize the circuit court of Crenshaw county to hold for two weeks at each term, and fixing the time for each term ;

To prevent trespass by camp hunters in Coosa county ;

To continue the city court of Montgomery ;

To amend section 2 of an act to provide for the pay of grand and petit jurors and courts of county commissioners of the different counties of this State, approved February 19, 1867 ;

To authorize the commissioners court of Conecuh county to levy a special tax.

The Senate has amended, as therein shown, and adopted joint resolution—

In relation to certain lands, to aid in establishing an agricultural college.

The Senate has originated and passed the following bill :

To change the name of Fannie Roby to Fannie Roby Jones.

Very respectfully,

Your obedient servant,

M. P. BLUE,

Secretary of Senate.

CALL OF THE COUNTIES.

Mr. Corprew, a bill—

To make Elizabeth L. Lataste a free dealer ;

Which was read twice under a suspension of the constitutional rule, and referred to the judiciary committee.

Also, a bill—

To make Francis Ann Crabb a free dealer ;

Read twice under a suspension of the constitutional rule and referred to the committee on the judiciary.

Mr. Childress, a bill—

For the relief of Eliza Smoat, of Talladega county ;

Read first and second times and referred to the committee on the judiciary.

Mr. Page, a bill—

For the relief of Peter J. Beach, of Washington county ;
Read twice and referred to the committee on judiciary.

Mr. Richardson, a bill—

To amend section 2439 of the Revised Code ;

Read first and second times and referred to committee on judiciary.

Mr. Richardson, a bill—

To prevent the killing of game in Wilcox county ;

Amended so as to include Randolph county ;

Read a third time, and passed.

Mr. Evans, a bill—

To allow Samuel Friester, of Clarke county, to practice medicine, &c. ;

Amended so as to include the names of John Jones and A. J. Cole, of Coffee county ;

Read twice under suspension of the constitutional rule, and referred to the committee on local legislation.

Mr. Vanzandt, a bill—

To amend an act to extend the time in which to open judgments and grant new trials in certain cases, approved October 10th, 1867 ;

Which was read twice, under a suspension of the rule, and referred to the judiciary committee.

Mr. Vanzandt, a bill—

To authorize the court of county commissioners of Lee, Tallapoosa, Coosa, Talladega, Shelby, Jefferson, Walker, Winston, Lawrence and Franklin counties to subscribe to the capital stock of the Savannah and Memphis Railroad, and for other purposes therein named ;

Read twice under a suspension of the rule, and referred to the committee on internal improvements.

Mr. Richardson, a resolution :

Resolved, That the assistant, enrolling and engrossing clerks and clerks of committees, and all employees of this House, be required to substantiate by oath or affirmation the number of days each has been employed, and shall only draw pay for the number of days so proven, and that no person shall hereafter be employed except with the consent of the House ;

Read and indefinitely postponed.

Mr. Emmons, a bill—

To provide for the execution of the laws in certain parts of this State ;

Read the second time, and referred to the judiciary committee.

Mr. Hardy, a joint resolution—

Appointing a joint committee of five to investigate the condition, and ascertain the amount of the swamp lands, &c.;

Adopted.

Mr. Hardy, a bill—

For the relief of Mrs. Fanny Bryan;

Read first and second times, and referred to the judiciary committee.

Mr. Simmons, a bill—

To repeal an act to regulate the fees of jurors and witnesses of Franklin county;

Read first, second and third times, and passed.

Mr. Burton, a bill—

Concerning prisoners confined in the county jails in this State;

Read first and second times, and indefinitely postponed.

Message from the Governor :

EXECUTIVE DEPARTMENT, }
STATE OF ALABAMA, }
December 4, 1868. }

Mr. Speaker :

I am directed by the Governor to inform the House of Representatives, that he has this day approved and signed bills which originated in the House, to be entitled as follows :

An act to remove the county seat of Marengo county, Ala., from Linden, in said county, to the city of Demopolis, in said county;

An act to establish a new charter for the city of Selma;

An act to repeal the second section of ordinance No. 5, adopted April 1, 1865.

Very respectfully,

Your obedient servant,

D. L. DALTON,

Private Secretary.

Mr. Strock, from the special committee to whom was referred the bill for the relief of Charles B. Loper of Montgomery county, reported favorably thereon;

Read third time and passed.

Mr. Brantley, from special committee, to whom was referred a bill—

To amend section one of an act to authorize judges of pro-

bate of Perry and other counties to hire persons confined as convicts, &c., reported adversely thereto;

Report concurred in.

Mr. Burton, from the committee on finance, to whom was referred a resolution instructing them to ascertain and report the assets and liabilities of the State, made the following report;

Which was concurred in :

REPORT OF THE COMMITTEE ON FINANCE.

HOUSE OF REPRESENTATIVES, }
December 4, 1868. }

To the Honorable House of Representatives :

Your committee on finance, to whom was referred a resolution instructing them to ascertain and report the assets and liabilities of the State, have had the subject under consideration, and have instructed me to report the following exhibit of the bonded and other indebtedness of the State, as it now stands :

BONDED DEBT:

Five per cent. bonds payable in New York in 1872, interest due 1st May and November..	\$ 168,000 00
Five per cent. bonds payable in New York in 1863, interest due 1st May and November..	1,941,000 00
Five per cent. bonds payable in New York in 1886, interest due 1st May and November..	473,800 00
Six per cent. bonds payable in London in 1870, interest due first June.....	688,000 00
Five per cent. bonds payable in London in 1886, interest due 1st July and January....	648,000 00
Five per cent. bonds payable in London in 1886, interest due 1st July and January....	64,800 00
Six per cent. bonds payable in London in 1886, interest due 1st July and January.....	82,500 00
Eight per cent bonds payable in New York in 1886, interest due 1st July and January....	660,200 00
Total bonded indebtedness.....	<hr/> \$4,726,300 00

TEMPORARY LOANS.

The State is indebted to—

The Continental National Bank, New York....	\$ 90,000 00
Duncan, Sherman & Co., New York.....	19,350 00
J. O. D. Smith, Montgomery, Alabama.....	7,615 00
Lehman, Durr & Co., “ “	80,000 00
Mobile Bank, Mobile; “	40,000 00

Total amount temporary loans.....	\$ 236,965 00
Add bonded debt.....	4,726,300 00

Total amount upon which the State is now paying interest.....	\$4,963,265 00
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SCHOOL FUNDS.

The State holds in perpetuity the following sums in trust for the school fund, upon which eight per cent. per annum is, by law, ordered to be paid for the support of the public schools in this State:

Sixteenth section trust fund.....	\$1,710,157 45
University trust fund.....	300,000 00
Surplus revenue trust fund.....	669,086 80
Valueless sixteenth section trust fund.....	97,091 21

Total am't School and University trust fund.....	\$2,776,335 46
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There is now due to the schools of the State from the above sources, interest amounting to.....	\$ 455,598 29
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INTEREST.

On the first January, 1869, there will be due in New York, interest on bonds amounting to..	\$ 26,400 00
Interest due in London, same time.....	20,295 00
Estimated premium for sterling exchange, with which to pay London interest.....	10,000 00

Total amount of interest due 1st Janu- ary on bonded debt.....	\$ 56,695 00
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AGGREGATE.

Bonded debt.....	\$4,726,300 00
Temporary loans.....	236,965 00
Interest on bonded debt, due 1st January.....	56,695 00

Interest due on account of school fund.....	455,598 29
Outstanding State certificates.....	39,105 00
Outstanding State warrants, (including \$24,445 55 for convention of 1867.).....	42,080 48

Total\$5,556,943 77

PIERCE BURTON,

Chairman pro tem.

Mr. Dereen, from the committee on county and county boundaries, to whom was referred the bill for the location of the seat of justice in Barbour county ;

Reported adversely thereto ;

Reported concurred in.

Ayes and nays were called on the House concurrence in the report ;

Which resulted as follows :

AYES—Messrs. Alexander, Alley, Austin, Avery, Blandon, Brantly, Brewington, Chisholm, Corprew, Cox, Dereen, Doster, Evans, Gregory, Hill, Hubbard, Hurt, Inge, Lewis, Masterson, Mastin, Malone, Moore, Mancell, Neville, Shaw, Speed, Smith, Taylor of Winston, Thompson, Tompkins, Turner, Tyner, Vanzandt, Walker, Weaver and Williams—37.

NAYS—Messrs. Arthur, Attaway, Bell, Burton, Candee, Carraway, Childress, Daniel, Diggs, Drawn, Fister, Greene, Hardy, Harris, Hart, Holman, Houston, Jones of Tuskaloosa, Kennemer, Lore, McCalley, Newsom, Page, Richardson, Rose, Sanford, Simmons, Springfield, Stewart, White, Wilson, Wood and Yates—34.

The House adjourned until 10 o'clock to-morrow.

THIRTY-SECOND DAY.

HOUSE OF REPRESENTATIVES, }
December 5, 1868. }

House met pursuant to adjournment.

Prayer by the chaplain.

Journal of yesterday was read and approved.

Message from the Senate.

SENATE CHAMBER, }
December 5, 1868. }

Mr. Speaker :

The Senate has originated and passed the following bills :

A bill to declare certain judgments void and to grant new trials in certain cases therein mentioned ;

A bill to repeal section 11 of Ordinance No. 36, passed December 6, 1867.

M. P. BLUE, Secretary.

Mr. Smith offered a resolution to reconsider the vote of yesterday by which the report of the committee on the bill to locate the county seat of justice of Barbour county,

Was concurred in ;

On this the ayes and nays were called—

AYES—Messrs. Alexander, Attaway, Arthur, Bell, Blandon, Brewington, Burton, Childress, Daniel, Davis, Diggs, Drawn, Emmons, Haley, Hardy, Harris, Hart, Hill, Houston, Jones of Tuskaloosa, Kendrick, Kennemer, Lawrence, Lore, McCalley, Newsom, Page, Richardson, Ronayne, Rose, Sanford, Simmons, Springfield, Smith, Stroback, Stubblefield, Weaver, White, Wilson, Wood and Yates—42.

NAYS—Messrs. Alley, Austin, Chisholm, Corprew, Cox, Dereen, Doster, Gregory, Hubbard, Hurt, Inge, Lewis, Martin, Malone, Moore, Mancell, Neville, Shaw, Speed, Taylor of Winston, Thompson, Tiller, Tompkins, Turner, Tyner, Vanzandt and Walker—27.

Resolution adopted.

Mr. Gregory offered the following resolution, which was adopted :

Resolved, That the bill under consideration be recommitted to a special committee, with power to send for persons and papers, and to report at their earliest convenience ;

Mr. Stroback, a resolution in relation to adjournment—

Read and laid on the table.

Mr. Hardy offered the following resolution ;

Which was adopted :

Resolved, That the consideration of the revenue bill be made a special order on Monday morning next, at 10 o'clock, and that no further business be considered by the House, until this special order is disposed of.

Mr. Wilson, a resolution—

Which was adopted :

Resolved, That the members on the House committee, whose duty it was to visit the deaf, dumb and blind asylum at Tus-

kalsosa, are hereby requested to make their report to this House at the earliest day practicable before the adjournment of this session of the General Assembly.

Mr. Hardy, at his request, was excused from serving further on said committee, and Mr. Hart appointed in his place.

Message from the Senate.

SENATE CHAMBER, }
December 5, 1868. }

Mr. Speaker :

The Senate has originated and passed the following bills :

A bill to repeal an act to change the time of holding the circuit court in the counties of Coosa and Talladega, approved August 11, 1868 ;

To carry into effect paragraph 36, article 1, of the constitution of Alabama ;

To continue to the Western Railroad company the benefit of an act entitled an act directing the delivery to the Western Railroad company of a certain bond given by the Alabama and Mississippi Railroad company, to the State of Alabama, for a part of the 2 per cent. fund ;

To change the time of holding the circuit court of the 6th district ;

To suppress murder, lynching and assaults and batteries.

Respectfully,

M. P. BLUE,
Secretary.

Mr. Vanzandt called up bill—

Fixing the time of holding an election for members of the 41st Congress ;

Bill was amended and passed.

Mr. Ronayne called up bill—

For the relief of the poor in this State ;

Read first and second times and referred to the committee on the judiciary.

Mr. Stewart, to confer jurisdiction on the judge of probate of Perry county concurrent with that of the court of county commissioners, over the public roads of said county ;

Read twice under a suspension of the rule, and referred to the committee on local legislation.

Mr. Emmons, from the special committee, to whom was referred the bill to give the judge of probate of Wilcox county

jurisdiction of the estate of Madison C. Parker, deceased, reported favorably ;

Bill was read a third time and passed.

On motion, the House adjourned until 9 o'clock on Monday morning.

THIRTY-THIRD DAY.

HOUSE OF REPRESENTATIVES, }
December 7, 1868. }

House met pursuant to adjournment.

Prayer by the chaplain.

Journal of yesterday read and approved.

Message was received from the Governor, as follows :

EXECUTIVE DEPARTMENT, }
MONTGOMERY, ALABAMA, }
December 7, 1868. }

*Gentlemen of the Senate and
House of Representatives :*

I deem it proper to inform the General Assembly of the condition of some land in the State of Nebraska, to which the State of Alabama is entitled. In the counties of Madison and Jackson, in this State, there is a district known in the U. S. surveys and designated in Federal and State laws, as the "Twelve Miles Square Reservation." This Reservation embraces within its limits, the 16th sections of five different townships. Many years ago, the whole district was disposed of by the U. S. Government in a treaty with the Cherokee Indians; and hence the 16th sections of its five different townships have not been available under the general law of Congress, which made a donation of public land for common school purposes.

In order, however, that the townships within this Reservation might be placed upon an equal footing with others, an act was passed by Congress and approved January 22, 1854, authorizing the selection of a like quantity of land by legal subdivisions, from any of the surveyed land of the United States. (See U. S. Statutes at Large, vol. 10, pp. 299.) Un-

der the authority of this law, in the fall of 1858, the proper quantity of land was selected in the then Territory and now State of Nebraska. The selections were officially approved by the Secretary of the interior, on the 31st day of December, 1859. This approval vested in the State of Alabama the same title to these selected lands that it holds to the unincumbered 16th sections within the limits of the State.

For the purpose of providing a mode of accepting these lands and disposing of them, an act was passed by the Alabama Legislature and approved February 23, 1860. (See acts of 1859--60, p. 108.) From the record and files of this Department, it does not appear that any thing was done under that act. At any rate, none of the land selected in Nebraska has been sold. The various tracts belonging to the State are officially recorded, not only in the General Land Office at Washington, but in the Land Office in Nebraska. These several tracts amount in the aggregate to some 2,500 acres. From information which is deemed reliable, there is reason to believe that they may be sold without much difficulty for about \$6,000.

I think it advisable to have these lands sold at as early a day as practicable. The general provisions of the act of February 23, 1860, give ample authority for this purpose, though I think that one feature of it should be amended. It is provided in the act, that an agent shall be appointed to sell the lands in Nebraska; and the 4th section fixes the compensation of such agent at five per cent. of the proceeds. I think that such per centage at the present time is too small; and therefore recommend that authority be given for the allowance of a larger rate, not to exceed ten per cent.

The money realized from the sale of these lands, will, of course, go to the Common School Fund, and be held in trust by the State, for the benefit of the townships embraced in the resolution above referred to.

WILLIAM H. SMITH.

On motion of Mr. Stroback, the Governor's message was referred to the committee on education, with instructions to report a bill as early as practicable, to meet the requirements of the Governor.

On motion of Mr. Hart, two hundred copies of the message was ordered printed.

Mr. Stroback, a resolution :

Be it resolved by the House of Representatives, That the bill to establish revenue for the State of Alabama, be made a

special order for twelve o'clock every day until disposed of.
Mr. Springfield moved to lay the resolution on the table.
Carried.

Mr. Jennings moved to refer the bill to provide a revenue law for the State to a special committee of five, with orders to report at 11 o'clock on Thursday. Carried.

Chair appointed on said committee, Messrs. Jennings, Richardson, Hardy, Gregory and Burton.

On motion of Mr. Emmons, the call of counties was suspended, and the House proceeded to take up Senate bills.

Mr. Harrington, (Mr. Hart in the chair,) called up bill—

For the suppression of secret organizations of men disguising themselves for the purpose of committing crimes and outrages.

On motion of Mr. Gregory this bill was made the special order for to-morrow at 11 o'clock, and 100 copies ordered to be printed.

Mr. Neville, a resolution ;

Which was adopted :

Resolved, That no member shall be permitted to converse at his seat with any person or persons whatever, and it shall be the duty of sergeant-at-arms to enforce this resolution.

Engrossed Senate bill to authorize the Mayor and Aldermen of Huntsville to levy a special tax ;

Read first, second and third times and passed.

A bill to provide payment for fuel, lights and stationery, for public offices and jails in the several counties of this State ;

Was read first and second times and laid on the table.

A bill to change the time of holding the circuit court of the sixth judicial circuit ;

Was read first, second and third times and passed.

A bill to carry into effect paragraph 11, of article 1 of the constitution of Alabama ;

Was read first, second and third times and passed.

Message from the Senate.

SENATE CHAMBER, }
December 7, 1868. }

Mr. Speaker :

The Senate has originated and passed the following bills :

A bill to define the commissions on sales of registers in chancery ;

A bill to amend section 3016 of the Revised Code ;

A bill for the relief of Rebecca Finch, of Lee county ;

A bill to regulate official advertisements of probate courts in the counties of Blount, Marion, Walker, Winston and Choctaw ;

A bill to extend the time for collection of taxes in Choctaw county ;

A bill to grant new trials in certain cases therein named, and for other purposes ;

A bill to change the boundary lines between the counties of Coosa and Elmore ;

A bill for the relief of Isaac A. Sullivan, of Elmore county ;

A bill to make the separate estates of married women liable in certain cases.

Very respectfully,

M. P. BLUE,
Secretary.

A bill to declare void certain judgments, and to grant new trials in certain cases therein named ;

Was taken up, amended, and referred with amendment to the judiciary committee ;

A bill to regulate and establish legal proceedings in Franklin county ;

Was read first and second times—

Amended, read third time and passed, as amended.

A bill for the relief of A. J. Applegate, Lieutenant Governor of Alabama ;

Read first, second and third times and passed.

A bill to authorize the Western railroad company to extend and construct their road from the Georgia line to the town of Gadsden, on the Coosa river ;

Was read first and second times, and referred to committee on internal improvements.

The chair appointed on the committee to visit the deaf and dumb asylum and other places, Mr. Richardson in the place of Mr. Fister.

REPORTS OF STANDING COMMITTEES.

Mr. Hubbard, from the committee on ways and means, reported on the following bills :

A bill for the relief of tax payers of Covington county ;
Adversely ;

Report concurred in.

A bill to authorize the commissioners court of Tuskaloosa county to issue bonds, and for other purposes ;

Favorably, with amendment ;

Report concurred in,

And the bill ordered engrossed for a third reading.

Mr. Corprew, from the committee on local legislation, reported the following bills :

A bill to provide for the payment of a salary to sheriff and clerks of the circuit court of Dallas county ;

Favorably ; concurred in.

A bill for the relief of Arraney Page, of Washington county ;

A bill to prohibit the selling or giving away liquors, &c. ;

Favorably ; concurred in.

A bill for the relief of Martha A. Duke ;

Favorably ; concurred in.

A bill to empower the commissioners court of Marshall county to issue bonds ;

Favorably ; concurred in.

Mr. Burton, from the finance committee, to whom was referred the matter of the Virginia and North Carolina bonds, made the following report :

HOUSE OF REPRESENTATIVES, }
December 3, 1868. }

The committee on finance have instructed me to report, that they have had under consideration the subject of the North Carolina and Virginia bonds, which were reported by the provisional Governor, Lewis E. Parsons, to be on hand in 1860, and find that from the reports of the comptroller and the financial agent of the State, that the State never owned the amount of said bonds mentioned in the proclamation of the provisional Governor, Lewis E. Parsons—namely, \$1,200,000.

In 1853, the State came in possession of \$500,000 of North Carolina, and \$400,000 of Virginia bonds. Prior to the year 1860, the State had disposed of all but \$508,000 of such bonds, the proceeds of which are accounted for, in the printed report of the comptroller, consequently the amount of \$508,000, was all of such bonds which the State owned at the date referred to by Gov. Parsons in his proclamation on the 18th day of February, 1860.

The General Assembly of Alabama passed an act to loan and appropriate the three per cent. fund, and its interest. Un-

der this act \$349,000 of said bonds were paid over to the various railroads, as shown in the accompanying statement of J. Whiting, late financial agent of the State; of the remainder \$84,000 were sold on September 17th, 1866, to pay the expenses of the constitutional convention of 1865, and \$75,000 were sold on May 11th, 1867, to pay part interest on State debt.

All of which is respectfully submitted.

PIERCE L. BURTON,
Chairman, *pro tem*.

Mr. Hardy, from the judiciary committee, reported favorably on the following bills:

A bill to prevent the use of obscene language in certain places;

Concurred in.

A bill to allow the tax collector of Marion county to hold the office of sheriff of that county;

Concurred in.

To amend section 4101 of the Revised Code;

Concurred in.

For the relief of the heirs of the estate of M. Cameron, deceased;

Concurred in.

To more particularly define the duty of county officers;

Concurred in.

For the relief of W. B. Hammett, of Talladega county;

Concurred in.

To prevent vexatious bidding at public sales;

To repeal an act to restrict taxation in the town of Greenville;

Concurred in.

To amend section 2776 of the Revised Code of Alabama;

Concurred in.

For the revision of claims upon which judgments were rendered between the 11th of January, 1861, and July 28th, 1865;

Concurred in.

For the relief of administrators, executors, guardians, trustees, agents, and for other purposes;

Concurred in.

For the relief of G. C. Atkinson;

Concurred in.

To appoint guardians for *non compos mentis*;

Concurred in.

To amend section 2345 of the Revised Code of Alabama ;
Concurred in.

Bill read third time and passed.

The yeas and nays were called on the passage of the bill,
and resulted as follows :

Those who voted in the affirmative were, Messrs. Alexander, Avery, Austin, Blandon, Brantley, Burton, Cox, Diggs, Drawn, Emmons, Greene, Gregory, Hardy, Harris, Hart, Hill, Houston, Jones of Madison, Kennemer, Lewis, Lore, McCalley, Ninninger, Richardson, Ronayne, Rose, Shaw, Speed, Springfield, Stewart, Stroback, Thompson, Turner, and Williams—34.

Those who voted in the negative were, Messrs. Bell, Chisholm, Corprew, Holman, Hubbard, Hurt, Mastin, Malone, Mancell, Neville, Newsom, Smith, Taylor of Chambers, Taylor of Winston, Tiller, Tompkins, Tucker, Walker, and Wood—19.

On motion of Mr. Chisholm the House adjourned until tomorrow morning at 9 o'clock.

THIRTY-FOURTH DAY.

HOUSE OF REPRESENTATIVES, }
December 8, 1868. }

House met pursuant to adjournment.

Prayer by the Chaplain.

Journal read and approved.

Message from the Senate.

SENATE CHAMBER, }
December 8, 1868. }

Mr. Speaker :

The Senate has passed the following House bills —

To allow appeals to the Supreme Court in certain cases ;

To regulate the times of holding courts in the fourth and fifth judicial districts ;

To authorize A. S. Holman to establish a ferry across the Peridido river, in the county of Baldwin ;

To declare in full force article 5, of chapter 19, title 1, part 3, of the Revised Code.

Also, requests the House to return to the Senate a bill—

To continue the city court of Montgomery.

And has concurred in the amendment of the House to the Senate bill :

To regulate and establish legal proceedings in the county of Franklin.

The Senate has originated and passed the following bills :

To extend the provisions of an ordinance entitled an ordinance to stay the collection of debts ;

For the protection of agricultural laborers ;

To create a new county out of portions of Dallas, Marengo and Wilcox counties, to be called the county of Chillatchie.

Very respectfully,

M. P. BLUE,
Secretary of Senate.

CALL OF THE COUNTIES.

Mr. Neville, a bill to regulate the time of holding courts in Escambia county ;

Read first, second and third times and passed.

Mr. Dereen, for the relief of the estates of deceased persons ;

Read twice and referred to judiciary committee.

Also, concerning the public lands in this State ;

Read twice and referred to the judiciary committee.

Also, for the relief of E. J. Talbert, of Marengo county ;

Read twice and referred to the committee on local legislation.

Mr. Gregory, bills—

To amend section 3305 of the Revised Code of Alabama ;

Read first and second times, and referred to the judiciary committee.

To amend section 841 of the Revised Code of Alabama ;

Read first and second times, and referred to the judiciary committee.

Mr. Carraway, a bill—

To legalize the election of D. C. Stapleton to the office of sheriff, tax collector and assessor of Baldwin county ;

Read first and second times, and referred to the judiciary committee.

Also, a bill—

For the relief of E. B. Lott, tax collector of Mobile county ;

Read first and second times, and referred to the committee on ways and means.

Mr. Gregory, a resolution—

Which was read and adopted.

Resolved, That the committee on ways and means be in-

structed to furnish this House with any report they have received from the auditor of this State.

Mr. Stroback, a bill—

To make Louisa M. Mervine, of Montgomery county, a free dealer ;

Read first and second times, and referred to the committee on local legislation.

Mr. Harrington, (Mr. Burton in the Chair,) a bill—

To provide for the creation and regulation of railroad companies in this State ;

Read first and second times, and referred to a special committee of five, with instructions to report as soon as possible.

The Chair appointed on said committee, Messrs. Stroback, Carraway, Stewart, Kennemer, and Ninninger.

Mr. Stewart, a bill to incorporate the town of Marion, in Perry county ;

Read first and second times, and referred to a special committee, consisting of Messrs. Stewart, Shaw and Hart.

Mr. Hubbard, a bill to prohibit the publication of certain acts in a newspaper ;

Read first and second times, and referred to committee on public printing, with orders to report to-morrow.

Message from the Governor.

EXECUTIVE DEPARTMENT,
STATE OF ALABAMA,
Montgomery, December 8, 1868. }

Mr. Speaker :

I am directed by the Governor to inform the House of Representatives that he has this day approved and signed bills which originated in the House, to be entitled as follows :

A bill for the relief of J. V. Trammel and the sureties on his official bond ;

A bill supplementary to an act to incorporate the town of Troy, in Pike county, and to authorize said municipal incorporation to levy a tax for a subscription to the stock of the Mobile and Girard Railroad Company.

Very respectfully,

Your obedient serv't,

D. L. DALTON,

Private Secretary.

The hour of 11 o'clock having arrived, the special order of the day, namely,

The bill for the suppression of secret organizations, &c., was called up.

The printer, into whose hands the bill was placed on yesterday, to be printed by 11 o'clock to-day, having failed to supply said bills, the special order was postponed for one hour, and the committee on printing was instructed to investigate and take measures to prevent these frequent occurrences on the part of the printer.

CALL OF THE COUNTIES.

Mr. Corprew, a bill to authorize justices of the peace to appoint overseers on roads, &c. ;

Read first and second times, and referred to the committee on roads and highways.

Mr. Springfield, a bill to make Mrs. Mary E. Wilson of Dallas county a free dealer ;

Read first and second times, and referred to committee on local legislation.

Mr. Springfield asked and obtained leave of absence for Mr. Childress.

Mr. Stubblefield, a bill for the protection of the estates of married women ;

Read first and second times, and referred to the judiciary committee.

Mr. Taylor, a bill to declare Paul Seigle and Silas Mulford citizens of Winston county ;

Read first and second times, and referred to committee on county and county boundaries.

A bill to make Eliza A. C. Morgan, of Barbour county, a free dealer ;

Read first and second times, and referred to judiciary committee, with instructions to report a general bill.

Mr. Doster, a bill for the relief of W. H. Clark, of Barbour county ;

Read first and second times, and referred to the judiciary committee.

Mr. Brantley, a bill to amend section 2135 of the Revised Code ;

Read first and second times, and laid on the table.

Mr. Hardy, a bill to extend the time in which executors and administrators must make final settlements in certain cases ;

Read first and second times, and referred to the judiciary committee.

Mr. Turner, a bill to amend the charter of the Wetumpka Insurance Company ;

Read first and second times, and referred to committee on corporations.

Mr. Hart, a bill to provide for the support of hospital patients at Talladega ;

Read first and second times, and referred to a special committee of five, composed of Messrs. Hart, Holman, Diggs, Mancell and Hubbard.

Mr. Lawrence, a bill to authorize the commissioners' court of Fayette county to levy an additional tax ;

Read first and second times, and referred to committee on local legislation.

Mr. Hart asked for and obtained leave of absence, for a few days, for Mr. Stewart of Perry.

Mr. Greene, a bill to amend an act to incorporate the Southern University at Greensboro, in the county of Greene, and for other purposes ;

Read first and second times, and referred to the committee on education.

Mr. Ninninger, a bill abolishing fencing in Lowndes county ;

Read first and second times, amended, and referred to committee on local legislation.

Mr. Chisholm, by leave, a bill to amend an act approved October 10th, 1868, entitled an act to extend the time in which to open judgments and grant new trials in certain cases ;

Read first and second times and referred to the judiciary committee.

Mr. Alley, a resolution—

Resolved by the House, (the Senate concurring,) That the committee on public instructions be and are hereby instructed to proceed forthwith to the performance of their duties.

Mr. Alley, a bill to build branch roads in the counties through which they pass ;

Read first and second times and referred to the committee on internal improvements.

Mr. Tucker, a bill for the relief of certain persons herein named ;

Read first and second times and referred to committee on judiciary.

Mr. Smith, a resolution—

Resolved by the House, (the Senate concurring,) That this

General Assembly adjourn *sine die* on Wednesday, the 10th of this instant, at 3 o'clock, P. M.

Ayes and nays called—ayes 34, nays 29.

Mr. Wilson, from special committee to whom was referred the bill to change the time of holding the spring term of the circuit court of the county of Clarke, reported adversely thereto. Report concurred in.

Mr. Fister called up bill to incorporate the New Orleans and Selma Railroad Company, approved February 23d, 1866;

Read first and second times and made special order for to-morrow at 12 o'clock.

The bill for the suppression of secret organizations of men disguising themselves, &c., being the special order, was called up.

Mr. Stroback moved to amend the bill by excepting Montgomery county.

Mr. Gregory, likewise, Mobile county.

Mr. Williams moved to lay the amendments on the table—ayes and nays called—ayes 47, nays 22.

Mr. Gregory offered the following amendment, pending the discussion of which the House adjourned until to-morrow at 10 o'clock :

Provided, That nothing in this act shall apply to any organized society in the city of Mobile and Montgomery, the participants in any masquerade ball or party who may procure from the municipal authorities license to give any public or private exhibition.

THIRTY-FIFTH DAY.

HOUSE OF REPRESENTATIVES, }
December 9, 1868. }

House met pursuant to adjournment.

Prayer by the Rev. Mr. Vanzandt.

Journal read and approved.

Mr. Thompson, by permission, the following resolution ;

Which was adopted :

Be it Resolved by the House of Representatives, That the hall tenders shall be allowed \$2,50 per day for services rendered.

2d. Be it resolved further, that James Foster, one of the hall tenders, be allowed one dollar and fifty cents per day in

addition to his pay as hall tender for acting as messenger for this House.

Mr. Simmons, a resolution;

Which was adopted :

Resolved, That the special committee to whom was referred a bill for holding an election in Barbour county, on the question of the removal of the court house be required to report on to-morrow at 11 o'clock.

Ayes and nays being called, resulted as follows :

Ayes 39, nays 27.

On motion of Mr. Springfield the House went into a committee of the whole and proceeded to discuss the bill known as—

A bill to suppress secret organizations of men disguising themselves for the purpose of committing crimes, &c.

Mr. Burton in the chair.

Mr. Hubbard moved to strike out the first section of the bill—ayes and nays called on motion to strike out.

AYES—Messrs. Doster, Evans, Haley, Hubbard, Hurt, Masterson, Mastin, Moore, Mancell, Neville, Stroback, Tiller, Tompkins, Tucker, Tyner and Walker—16.

NAYS—Messrs. Alexander, Alley, Alston, Attaway, Avery, Bell, Blandon, Brantley, Burton, Carraway, Chisholm, Cropew, Cox, Daniel, Davis, Dereen, Diggs, Drawn, Emmons, Fister, Greene, Gregory, Hardy, Harris, Hart, Hill, Holman, Houston, Inge, Jennings, Jones of Madison, Jones of Tuskalooza, Kendrick, Kennemer, Lewis, Lawrence, Lore, McCalley, Newsom, Page, Quinn, Ronayne, Rose, Sanford, Speed, Springfield, Smith, Stubblefield, Taylor of Chambers, Taylor of Winston, Thompson, Turner, Vanzandt, Weaver, White, Williams, Wilson, Wood and Speaker—60.

Message from the Senate :

SENATE CHAMBER, }
December 9, 1868. }

Mr. Speaker :

The Senate has originated and passed the following bills :

A bill to authorize A. Jackson, of Elmore county, to sell land, &c. ;

A bill to authorize the county commissioners of Perry county to assess a special tax, &c. ;

A bill for the relief of Mary Wise, of Barbour county ;

A bill for the relief of Mrs. E. G. Reid, Mrs. E. P. Parker and Mahala Robinson ;

A bill to declare Joseph Lancaster a free dealer ;

A bill to authorize the commissioners court of Sumter county to levy an additional tax for county purposes ;

A bill to amend an act entitled an act to incorporate the schools of Loachapoka, in Macon county, approved June 26th, 1858.

M. P. BLUE,
Secretary of Senate.

On motion of Mr. Vanzandt, the House rose as a committee of the whole.

The House adjourned until 10 o'clock to-morrow.

THIRTY-SIXTH DAY.

HOUSE OF REPRESENTATIVES, }
Thursday, Dec. 10, 1868. }

House met pursuant to adjournment.

Prayer by the chaplain.

Journal of yesterday was read and approved.

Regular order of business suspended to allow reports from committees.

Mr. Hart, a bill—

To incorporate the town of Marion, in the county of Perry ;
Read a third time and passed.

Mr. Hart, from special committee to whom was referred the bill to provide for hospital patients at Talladega ;

Reported favorably with an amendment ;

Read and passed.

Mr. Hart, from special committee to whom was referred the bill to amend paragraph 10, of section 1, article 3, Revised Code ;

Reported adversely thereto ;

Report concurred in.

Mr. Hart, from committee on education to whom was referred the bill in relation to county superintendents ;

Reported favorably ;

Consideration postponed until Monday next.

Message from the Senate.

SENATE CHAMBER, }
December 10, 1868. }

Mr. Speaker :

The Senate has originated and passed the following bills and resolutions :

A bill for the relief of the commissioners of Hale county ;
 A bill to authorize the commissioners court of Lee county
 to borrow money to build a court house ;

A joint resolution in relation to the joint committee on public institutions ;

A bill to provide for the location of the court house of Autauga county ;

Also, joint resolution in relation to the improvement of the Tennessee river ;

Also, a bill to regulate the time for holding the courts for Escambia county ;

Amended and passed as therein shown.

A bill to make Elizabeth J. Edwards, wife of Thomas Edwards, of Tallapoosa county, a free dealer.

M. P. BLUE,

Secretary of Senate.

Mr. Gregory called up engrossed Senate joint resolution in relation to public institutions ;

Which was adopted.

Mr. Turner called up engrossed Senate bill—

To declare Joseph Lancaster a free dealer ;

Read three times and passed, certified to and sent to the Senate.

The hour of 11 having arrived, the special order of the day was the report from the special committee on Barbour county affairs ;

Messrs. Springfield, White and Wood from said special committee made a majority report with a substitute, recommending the matter to be left to the people to be decided by ballot ;

Messrs. Gregory and Moore from said committee made a minority report adversely to the removal of the county seat.

The previous question being called on the adoption of the substitute reported by the majority of the committee ;

Ayes and nays were called—ayes 35, nays 36.

Mr. Springfield moved to indefinitely postpone the report of the minority ;

Mr. Alley moved to lay the motion of Mr. Springfield on the table ;

On which the ayes and nays were called—ayes 27 nays 37.

Mr. Gregory moved the adoption of the minority report ;

On which the ayes and nays were called :

Those who voted aye were, Messrs. Alley, Austin, Avery, Blandon, Chisholm, Corprew, Cox, Dereen, Doster, Evans,

Gregory, Haley, Hubbard, Lewis, Masterson, Mastin, Malone, Moore, Mancell, Neville, Speed, Taylor of Chambers, Taylor of Winston, Tiller, Tucker, Turner, Tyner, Walker and Williams—33.

Those who voted nay were, Messrs. Alexander, Attaway, Bell, Candee, Daniel, Davis, Diggs, Drawn, Fister, Greene, Hardy, Harris, Holman, Jennings, Kendrick, Kenneimer, Lore, McCalley, Newsom, Page, Richardson, Ronayne, Rose, Sanford, Simmons, Springfield, Smith, White, Weaver, Wilson and Wood—31.

The minority report was adopted.

Mr. Richardson, from the committee on accounts and claims, to whom was referred the bill for the relief of Chas. A. England, reported adversely thereto ;

Report concurred in.

Mr. Jennings, from the committee on internal improvements, to whom was referred the bill to authorize the court of county commissionerers of Lee, Tallapoosa, Coosa, Talladega, Lawrence and Franklin counties to subscribe to the capital stock of the Savannah and Memphis Railroad Company, and for other purposes therein named ;

Reported favorably thereto with an amendment striking out the county of Shelby ;

Concurred in.

Mr. Jennings, from the committee on internal improvements, reported favorably on Senate engrossed bills:

To authorize the Georgia Western railroad company to extend and construct their road from the Georgia line to the town of Gadsden, on the Coosa river ;

Concurred in.

Also, reported favorably, with an amendment—

To the bill to amend the charter of the Selma, Rome and Dalton railroad company ;

Concurred in.

Mr. Hardy, from the judiciary committee, reported on the following bills ;

Which reports were concurred in :

A bill for the relief of Peter J. Buck, of Washington county ;

Favorably.

Mr. Hardy—

A bill to make Elizabeth L. Lataste, wife of Lucien L. Lataste, a free-dealer ;

Favorably ; concurred in.

Mr. Hardy—

A bill to amend an act to extend the time in which to open judgments and grant new trials in certain cases, approved October 10, 1867 ;

Favorably ; concurred in.

Mr. Hardy, from the judiciary committee, reported favorably on the bill—

Making illegitimate children heirs of their fathers in certain cases.

Mr. Hart moved the indefinite postponement of this bill ; Pending which—

The House adjourned until 7 o'clock to-night, in order to take up the bill for the suppression of men disguising themselves for the purpose of committing crimes and outrages.

The House met at 7 o'clock, P. M.

There being no quorum present—

The House adjourned till to-morrow morning, at 9 o'clock.

THIRTY-SEVENTH DAY.

HOUSE OF REPRESENTATIVES, }
December 11, 1868. }

House met pursuant to adjournment.

Prayer by the chaplain.

Journal of yesterday was read and approved.

Mr. Stroback introduced the following resolution,

Which was laid on the table:

Resolved, That if a quorum is not present in the House, at the hour appointed for the beginning of the session, every member being absent without leave, shall be fined six dollars.

Message from the Governor, communicating the eighth (8) annual report of the board of commissioners of the Alabama institution for the education of the deaf and dumb and blind, located at Talladega.

On motion of Mr. Hardy

The Governor's message, with the report, was referred to the committee on education, with instructions to have three hundred copies printed.

Mr. Simmons, a resolution,

Which was passed—ayes 37, nays 34 :

Resolved, That hereafter no member be allowed to speak longer than ten minutes on any one question, without the unanimous consent of the House.

Mr. Stroback, from the special committee, to whom was referred two bills to secure mechanics' and laborers' liens ;

Reported a substitute for the two bills ;

Which was amended, as follows :

Provided, That no lien shall be had on the realty, unless the realty is *bona fide* the property of the party who contends for the labor performed ;

Read the third time and passed.

Message from the Senate :

SENATE CHAMBER, }
December 11, 1868. }

Mr. Speaker :

The Senate has originated and passed the following bill :

A bill to make Reuben Trotter of Lee county, a free-dealer ;
And have passed House bills—

To authorize Alfred Darency, tax collector of Franklin county, to receive the assessment of taxes for the year 1868, from Samuel L. Stinson, late tax assessor of the so called county of Colbert, or that portion of Fraaklin called Colbert ;

A bill to amend section 1410 of the Revised Code of Alabama ;

A bill to give the special term of December, 1868, of the circuit court of Macon county, the same force and effect in law as a regular term of said court ;

A bill to amend an act to extend the power of the city council of Montgomery, so as to authorize the issuance of notes amounting to one hundred thousand dollars, to aid the Montgomery and Eufaula railroad company, approved December 6th, 1866 ;

A bill to allow the estates of Susan Ware, deceased, late of Sumter county, to be settled in probate court of Perry county ;

For the relief of E. J. Oden, of Franklin county ;

To repeal an act to regulate fees of jurors and witnesses in Chambers county ;

To authorize the commissioners court of Cleburne county to levy a special tax ;

For the relief of Emily Laird, of Barbour county, and Elizabeth Greene ;

To amend the charter of the Washington Fire and Marine Insurance company of Mobile ;

To amend an act supplementary to an act to change the county site of Russell county ;

To confer equitable jurisdiction upon the circuit courts of Alabama ;

To repeal an act to amend section one of an act to incorporate the town of Bluffton, in Chambers county, and to amend section first thereof ;

To regulate vessels entering the bay and port of Mobile ;

For the relief of Wm. Stringer, administrator of the estate of Wm. Oden.

Very respectfully,

Your obedient serv't,

M. P. BLUE,
Secretary.

Mr. Hart called up the bill—

To amend section 4063 of the Revised Code ;

Mr. Smith moved to lay the bill on the table ;

Ayes and nays being called on the motion, resulted as follows :

Yeas 20, nays 48.

Motion lost.

Mr. Hart moved the previous question, on which the yeas and nays were called.

The following members voted in the affirmative :

Messrs. Alexander, Austin, Alley, Bell, Blandon, Brantley, Burton, Candee, Carraway, Cox, Daniel, Davis, Dereen, Diggs, Drawn, Emmons, Fister, Greene, Gregory, Hardy, Harris, Hart, Hill, Houston, Inge, Jones of Tuskaloosa, Kennemer, Lawrence, Lewis, Lore, McCalley, Newsom, Rose, Speed, Springfield, Stroback, Stubblefield, Thompson, Turner, Weaver, Williams, Wilson—43.

Those who voted in the negative were—

Messrs. Chisholm, Corprew, Doster, Evans, Holman, Hubbard, Hurt, Masterson, Mastin, Moore, Mancell, Neville, Sanford, Taylor of Winston, Tiller, Tyner, Vanzandt, Walker, White, Wood—20.

Mr. Hart, a bill—

To amend section 4062 of the Revised Code ;

The bill was read a third time under a suspension of the constitutional rule and passed.

Ayes and nays being called on the passage of the bill, resulted :

AYES—Messrs. Alexander, Alley, Alston, Avery, Bell, Blandon, Brantley, Burton, Candee, Carraway, Cox, Daniel, Davis, Diggs, Drawn, Emmons, Fister, Greene, Gregory, Hardy,

Harris, Hart, Hill, Houston, Inge, Kennemer, Lewis, Lawrence, Lore, McCalley, Ronayne, Rose, Speed, Springfield, Stroback, Thompson, Turner, Weaver, White, Wilson—41.

NAYS—Messrs. Ard, Chisholm, Corprew, Doster, Holman, Hubbard, Hurt, Kendrick, Masterson, Mastin, Malone, Moore, Mancell, Neville, Simmons, Taylor of Chambers, Taylor of Winston, Tiller, Tompkins, Tucker, Tyner, Vanzandt, Walker, and Wood—26.

HOUSE BILLS ON THIRD READING.

To make Mrs. Mary Ann Reed, wife of Thos. Reed, of Montgomery, a free dealer ;

Read the third time, passed, and sent to the Senate.

A bill to amend section 2931 of the Code ;

Read third time and passed.

A bill to amend section 2776 of the Revised Code ;

Read third time and passed.

To extend the time for collecting the taxes of the county of Henry ;

Read third time and passed.

To provide for the sale of land and other property of insolvent estates ;

Read third time and passed.

To confer on Elizabeth Wilder, administratrix of the estate of Robert Wilder, deceased, the right to sell certain lands ;

Read third time and passed.

To require executors and administrators to sue in certain cases, and providing for an equal distribution of the assets of the estates of insolvents ;

Read third time and passed.

To amend an act therein named ;

Read third time and passed.

To relieve W. B. Seymour and Andrew J. Taylor, of Winston county ;

To repeal certain sections of the Code, and to regulate appeals, &c. ;

Read third time and passed.

To repeal subdivisions one and three of section 2871 of the Revised Code ;

Read third time and passed.

A bill to incorporate the New Orleans and Selma Railroad Company, approved February 23d, 1868 ;

Read third time and passed.

Senate bill—

To continue to the Western Railroad Company a bond given to the State of Alabama by the Alabama and Mississippi Railroad Company, for a portion of the two per cent. fund ;

Read a third time and passed.

Mr. Springfield, a bill for the relief of C. P. Simmons, of Franklin county ;

Read first and second times and referred to the judiciary committee, with instructions to report to-morrow.

Mr. Smith called up bill—

For the suppression of secret organizations of men disguising themselves for the purpose of committing crimes and outrages.

On the motion to adopt the first section of the bill the ayes and nays were called.

AYES—Messrs. Alexander, Alley, Ard, Austin, Attaway, Avery, Bell, Blandon, Brantley, Burton, Chisholm, Corprew, Cox, Daniels, Davis, Dereen, Diggs, Drawn, Fister, Greene, Gregory, Hardy, Harris, Hart, Hill, Holman, Houston, Inge, Jones of Tuskaloosa, Kendrick, Kennemer, Lewis, Lawrence, Lore, McCalley, Newsom, Quinn, Ronayne, Rose, Sanford, Speed, Springfield, Smith, Taylor of Winston, Thompson, Turner, Vanzandt, Weaver, White, Williams, Wilson, Wood and Speaker—52.

NAYS—Messrs. Evans, Hubbard, Hurt, Masteron, Mastin, Moore, Mancell, Neville, Stroback, Tiller, Tucker, Tyner, Tompkins and Walker—14.

On a motion made to cut off debate on the second section the ayes and nays were called—ayes 47, nays 16 ;

Pending which the House adjourned until 10 o'clock A. M. to-morrow.

THIRTY-EIGHTH DAY.

HOUSE OF REPRESENTATIVES, }
December 12, 1868. }

House met pursuant to adjournment.

Prayer by the Chaplain.

Journal read and approved.

Mr. Hardy, by permission, a bill to permit R. J. Wood, a non-resident, to administer upon the estate of his father, deceased ;

Read first, second and third times and passed.

Mr. Richardson called up engrossed joint resolution for the

appointment of a joint committee in relation to securing certain lands, to aid in establishing an agricultural college ;

Read, and Senate amendment concurred in.

Mr. Stroback, from special committee to whom was referred a bill to provide for a general law of rail road companies in the State of Alabama, reported favorably and made a special order for Monday at 11 o'clock, A. M.

Mr. Carraway, a bill to reorganize the municipal government of the city of Mobile ;

Read first and second times and referred to judiciary committee.

On motion the House proceeded to take up House bills on second reading.

Senate message :

SENATE CHAMBER, }
December 12, 1868. }

Mr. Speaker :

The Senate has amended and passed the following House bills as therein shown :

A bill to prevent the destruction of certain game in Autauga and Greene counties ;

And has originated and adopted the joint resolution as herewith enclosed.

Respectfully,

M. P. BLUE,
Secretary.

Engrossed House bill to make Mrs. Rebecca Franklin, wife of Lewis Franklin, of Montgomery county, a free dealer ;

Read third time and passed.

Engrossed House bill to restrict taxation in the town of Greenville ;

Read third time and passed.

Engrossed House bill to make valid the acts, contracts and suits entered into after the passage of this act by W. J. May, of Pike county ;

Read third time and passed.

A bill to encourage industry in this State ;

Read third time and indefinitely postponed.

A bill for the relief of the estate of Wm. Cameron, deceased, late of St. Clair county ;

Read third time and passed.

Mr. Holman asked for and obtained leave of absence for Mr. Yates.

Mr. Moore asked for and obtained leave of absence for Mr. Tiller for the balance of the session.

A bill to amend section 3578 of the Revised Code of Alabama ;

Read third time and passed.

A bill to authorize the levy and collection of a special tax in Coffee county for the purposes therein named ;

Read and Senate amendment concurred in.

A bill to prevent the destruction of certain game in Autauga and Greene counties ;

Read, and amendment concurred in.

On motion of Mr. Burton, the House proceeded to take up Senate bills and place them on their first and second readings, and refer them to their respective committees.

A bill to change the jurisdiction of the city court of Mobile ;

Read first, second and third times, and passed.

A bill for the relief of Isaac W. Sullivan of Elmore county ;

Read first and second times, and referred to the judiciary committee.

A bill to amend an act to consolidate and make joint stock of the Mobile & Great Northern Railroad Company and the Alabama & Florida Railroad Company, and to change the name of said companies to Mobile & Montgomery Railroad Company, approved August 5th, 1868 ;

Read first and second times, and referred to committee on internal improvements.

A bill to extend the provisions of an ordinance, entitled an ordinance to stay the collection of debts ;

Read first and second times, and referred to the judiciary committee.

A bill for the relief of Penny A. Gray of Lee county ;

Read first and second times, and referred to committee on local legislation.

A bill for the relief of Walter D. Wilson of Bibb county, Alabama ;

Read first and second times, and amended ; read third time and passed, as amended.

A bill to authorize the commissioners' court of Choctaw county to levy additional tax ;

Read first and second times, and referred to the committee on local legislation.

A bill to regulate the enclosure of stock in Greene county ;

Read first and second times, and referred to the committee on local legislation.

A bill for the relief of W. C. Wood of Pike county, and Thos. P. Cottle of Covington county;

Read first and second times, and referred to the judiciary committee.

A bill to declare Mary S. Glover of Greene county a free dealer;

Read first and second times and referred to the committee on the judiciary.

A bill for the relief of John D. West;

Read first, second and third times, and passed.

A bill in relation to appeals from justices courts, and from circuit courts;

Read first and second times and referred to the judiciary committee.

A bill for the more effectual execution of legal process;

Read first and second times and referred to the judiciary committee.

A bill for the protection of mortgagees and *cestui que trust*;

Read first and second times, and referred to the judiciary committee.

A bill for the relief of Hugh A. Cooper of Tuska'loosa county;

Read first, second and third times, and passed.

A bill to repeal section 3939 of the Revised Code, and for other purposes;

Read first and second times, and referred to the judiciary committee.

A bill for the relief E. B. Lott, tax collector of Mobile county;

Read first and second times, and referred to the committee on education.

A bill to authorize the coroner of Barbour county to appoint a deputy;

Read first and second times and referred to the judiciary committee.

A bill to authorize the probate court of Pickens county to issue certain letters of administration;

Read first and second times, and referred to the judiciary committee.

A bill to authorize administrators and executors of deceased persons to compromise and settle with the debtors of such estates;

Read first and second times, and referred to committee on the judiciary.

A bill for the relief of Francis M. Barnett and John R. Baldrick of Montgomery county ;

Read first and second times, and amended.

A bill for the relief of Walter Ross and Wiley Ross of Lee county ;

Read first, second and third times, and passed.

A bill to authorize the tax collector of the city of Demopolis to collect the taxes of said city ;

Read first, second and third times, and passed.

A bill to relieve certain parties ;

Read first and second times, and referred to committee on the judiciary.

A bill to constitute Susan M. McCown, and others herein named, free dealers ;

Read first and second times and referred to committee on the judiciary.

A bill to change the name of Fanny Roby to Fanny Roby Jones ;

Read first, second and third times, and passed.

A bill for the relief of Wm. King of Franklin county ;

Read first and second times, and referred to the committee on the judiciary.

A bill for the relief of the minor heirs of M. A. Baldwin, deceased ;

Read first and second times, and referred to committee on the judiciary.

A bill to regulate the State House, and preserve the public property connected therewith ;

Read first, second and third times, and passed.

A bill to prevent murder, lynching, and assaults and batteries ;

Read first and second times, and referred to the committee on the judiciary.

Mr. Jennings, from the committee on internal improvements, to whom was referred a bill—

To amend an act to loan and appropriate the three per cent. fund and its interest, approved February 18, 1860 ;

Reported a substitute for the bill ;

Which was made the special order for Monday at 10 o'clock.

On motion of Mr. White,

The bill for the suppression of secret organizations of men

disguising themselves for the purpose of committing crimes and outrages,

Was taken up.

Mr. Harrington offered the following amendment ;

Which was laid on the table :

Sec. 7. Be it further enacted, That the provisions of this act shall not be construed to apply to, nor to prevent, the anniversary celebrations of the societies in the cities of Mobile, Montgomery, Selma and Demopolis, known as the Cowbellions, Suikers, B. H. W. S., Jewish, and other like societies and institutions, it being the true intent and meaning of this act not to interfere with societies old established, and which are not unlawful in themselves, and shall not affect any masquerade ball, when five days notice be given by the participants, and license be given by the mayor to give such mask balls.

Mr. Walker moved that the House adjourn until 10 a. m. on Monday ;

Ayes and nays called ;

Yeas 18, nays 42.

Motion lost.

On the motion to put the bill on its final passage, the yeas and nays were called ;

Yeas 49, nays 19.

The bill being placed on its final passage, the yeas and nays were called ;

Which resulted as follows :

AYES—Messrs. Alexander, Ard, Arthur, Austin, Attaway, Bell, Candee, Carraway, Cox, Daniel, Diggs, Drawn, Greene, Gregory, Hardy, Hart, Hill, Holman, Houston, Inge, Jennings, Jones of Tuska-bosa, Kennemer, Lewis, Lore, Lawrence, McCalley, Newsom, Page, Ronayne, Rose, Sanford, Speed, Springfield, Smith, Thompson, Turner, Weaver, White, Williams, Wilson and Wood—43.

NAYS—Messrs. Blandon, Burton, Corprew, Dereen, Evans, Hubbard, Hurt, Moore, Neville, Quinn, Stroback, Stubblefield, Tiller, Tompkins, Tyner, Walker, and Speaker—19.

On motion, the House adjourned until 9 o'clock on Monday morning.

THIRTY-NINTH DAY.

HOUSE OF REPRESENTATIVES, }
December 14, 1868. }

House met pursuant to adjournment.

Prayer by the chaplain.

Journal of yesterday read and approved.

On motion of Mr. Hardy,

The bill to make illegitimate children heirs of the putative fathers, was made the special order for Monday at 12 o'clock.

Mr. Hardy, from the judiciary committee, reported favorably, with an amendment, to the bill for the relief of W. H. Hopkins, of Jackson county ;

Concurred, in.

Message from the Governor.

EXECUTIVE CHAMBER, }
STATE OF ALABAMA, }
December 14, 1868. }

Mr. Speaker .

I am directed by the Governor to inform the House of Representatives, that on the 13th, he approved and signed bills, which originated in the House, to be entitled as follows :

To authorize the circuit court of Crenshaw county to hold for two weeks at each term, and fixing the time for each term;

To amend section 2 of an act to provide for the pay of grand and petit jurors and courts of county commissioners of the different counties of this State, approved February 19, 1867 ;

To transfer the legal books and other papers belonging to Jones county to Sanford county ;

To prevent trespass by camp hunters in Coosa county ;

To secure complete records in the courts of this State ;

To amend section 3489 of the Revised Code ;

To repeal an act to prohibit the sale of spirituous liquors within five miles of Cahaba coal mines, in Shelby county, approved February 15, 1867 ;

To authorize the commissioners court of Conecuh county to levy a special tax ;

To change the boundary line between the counties of Coosa and Elmore ;

For the relief of Julia B. Goetzel, of Mobile county ;

To form a new county from portions of Baldwin and Conecuh, to be called the county of Escambia.

Very respectfully,

Your obedient servant,

D. L. DALTON,
Private Secretary.

Message from the Senate as follows :

SENATE CHAMBER, }
December 14, 1868. }

Mr. Speaker :

The Senate has passed the following House bills :

A bill to appoint guardians for *non compos mentis* ;

A bill to declare Thos. M. Springfield a citizen of St. Clair county ;

To authorize the commissioners courts of St. Clair, Calhoun, Bibb, Franklin, Blount and Covington counties to levy an additional tax for the year 1869, to pay off the indebtedness of said counties.

The Senate has originated and passed the following bills :

For the relief of John M. Morgan ;

A bill to incorporate the town of Scottsboro, in the county of Jackson.

Very respectfully,

Your obedient servant,

M. P. BLUE,
Secretary of Senate.

On motion of Mr. Springfield, the bill to make Thomas M. Springfield a citizen of St. Clair county was taken up ;

And the Senate amendment concurred in ;

Ayes and nays were called—ayes 64, nays —.

Mr. Hardy, from the judiciary committee, reported favorably on the following bills :

A bill for the relief of A. M. Lamar of Montgomery county ;

A bill to make Francis Ann Cutts, of Talladega county a free dealer ;

A bill to reorganize the municipal government of the city of Mobile ;

Read third time and passed.

A bill for the relief of Mrs. Fanny Bryan ;

A bill for the relief of Isaac Shannon ;

A bill for the relief of the poor of this State ;

A bill to allow Isaac M. West to practice physic in the county of Henry ;

A bill to legalize the election of D. C. Stapleton to the office of sheriff, tax collector and assessor of Baldwin county ;

A bill for the relief of Eliza A. Smoot of Talladega county ;

A bill to declare valid certain judgments and grant new trials in certain cases, &c. ;

A bill to prevent the killing of game in certain seasons of the year in Wilcox and Randolph counties ;

A bill to amend section 2357 of the Revised Code ;

Reported a substitute, which was adopted.

A bill to authorize the probate judge of Greene county to make orders, decrees and settlements in certain cases ;

Reported a substitute ;

Read and passed.

A bill to amend the law in relation to the sessions of court in Jackson and DeKalb counties ;

Amended, and passed as amended.

A bill to provide a uniform system of incorporation for the organization of companies for certain purposes in this State ;

Amended, and amendment adopted.

A bill to amend section 2339 of the Revised Code ;

Reported a substitute, which was adopted.

A bill to amend section 3865 of the Revised Code ;

Reported a substitute, which was adopted.

A bill for the relief of Jas P. Wood ;

Reported a substitute, which was adopted.

A bill for the relief of certain persons therein named ;

Concurred in.

A bill to make Eliza A. C. Morgan a free dealer ;

Favorably ; report concurred in.

A bill to amend section 841 of the Revised Code ;

Favorably ; report concurred in.

A bill to extend the time in which executors and administrators must make final settlement in certain cases ;

Favorably ; report concurred in.

A bill for the relief of the estates of deceased persons ;

Adversely ; report concurred in.

A bill to amend section 3305 of the Revised Code ;

Adversely ; report concurred in.

A bill for the relief of W. H. Cook of Barbour county ;

Adversely ; report concurred in.

A bill to amend an act, approved October 10th, 1868, enti-

bled an act to extend time in which to open judgments and grant new trials in certain cases ;

Adversely ; report concurred in.

A bill concerning the public lands in this State ;

Adversely ; report concurred in.

A bill for the relief of those who have been separated for three years ;

Adversely ; report concurred in.

A bill to amend paragraph 4, of section 4340 of the Revised Code ;

Adversely ;

Bill recommitted to the judiciary committee, with instructions to report a bill in proper form.

Mr. Neville, a bill—

For the relief of Enoch Riley, of Monroe county, as guardian of Parthenia Phinas, a *non compos mentis* ;

Read first and second times and referred to the judiciary committee.

Mr. Corprew, from the committee on local legislation, reported on the following bills :

A bill to make Matilda J. Danford a free dealer ;

Favorably ; report concurred in.

A bill to make Mrs. Mary E. Wilson, of Dallas county, a free dealer ;

Favorably ; report concurred in.

A bill for the relief of Mary V. Smoot ;

Favorably ; report concurred in.

A bill for the relief of E. G. Talbert of Marengo county ;

Favorably ; report concurred in.

A bill for the relief of Cornelius Calhoun of Lauderdale county ;

Favorably ; report concurred in.

A bill for the relief of all prisoners now confined in the jail of Macon county ;

Adversely ; report concurred in.

A bill to make Caroline M. Phillips and Caroline Phillips free dealers ;

Adversely ; report concurred in.

A bill to extend the jurisdiction of the justices of the peace in Marengo county ;

Committee asked that the bill be returned to the House and referred to the judiciary committee.

A bill to declare Eliza M. McKenzie, wife of Peter R. McKenzie, a free dealer ;

Favorably ; report concurred in.

A bill to confer jurisdiction on the probate judge of Perry county, concurrent with that of the court of county commissioners over the public roads of said county ;

Adversely ; report concurred in.

Mr. Gregory, a bill—

To make it the duty of the Auditor to issue warrants in certain cases ;

Read first, second and third times and passed.

Mr. Gregory—

A bill to amend an act ;

Read first and second times, and indefinitely postponed.

Mr. Hart—

A bill to confirm and make valid the official acts of the judge of probate of Butler county, and for other purposes ;

Read first, second and third times, and passed.

Mr. Williams—

A bill to secure the collection of rents in the city of Montgomery ;

Read and referred to the judiciary committee.

Mr. Candee—

A bill to amend section 4343 of the Revised Code of Alabama ;

Read first and second times, and referred to the committee on fees and salaries.

Mr. Hardy—

A bill allowing married women to become free-dealers ;

Read first and second times, and referred to judiciary committee.

Mr. Springfield—

A joint resolution in relation to citizens of the State who are laboring under political disabilities ;

Which was adopted.

Mr. Jennings—

A resolution ;

Which was lost.

Mr. Moore offered the following resolution ;

Which was read and adopted :

Be it resolved, That the House meet at half-past 4 o'clock, every evening, for the purpose of disposing of all local bills, &c.; that said bills shall be taken up in the order of introduction : 1st, those on the third reading ; next, those on second reading ; then the reports of committees on bills of a similar character ; then local Senate bills.

At these sittings, no new matter shall be permitted, but ruled out of order by the Speaker without debate. This reso-

lution to continue in force till the unfinished business of the character alluded to be disposed of.

Mr. Malone—

A resolution, in relation to adjournment ;

Laid on the table.

Mr. Simmons offered the following substitute :

JOINT RESOLUTION.

Resolved by the House of Representatives, (the Senate concurring.) That the General Assembly of Alabama do take a recess from the 19th of December, 1868, to meet again on the 18th of January, 1869 ;

Mr. Hart moved to lay the substitute of Mr. Simmons on the table.

Mr. Hart offered the following

JOINT RESOLUTION :

Be it resolved by the House of Representatives, (the Senate concurring.) That both branches of the General Assembly of Alabama take a recess on the 22d of December, 1868, at 12 m., until the 4th of January, 1869.

Mr. Hubbard amended as follows :

Provided, That no mileage shall be allowed to any member for going to, and returning from home during recess.

Mr. Emmons offered the following substitute to the amendment of Mr. Hubbard :

Provided, That members shall only charge actual traveling expenses for going to, and returning from home during the recess ;

Mr. Hart moved to lay the substitute of Mr. Emmons on the table—ayes and noes were called. Ayes 30, noes 38.

On motion of Mr. Simmons—

The whole matter of adjournment was laid on the table.

House adjourned till 4:30 P. M.

House met at 4:30 P. M.

The following bills were taken up on their third reading, and disposed of :

A bill to authorize the summoning of a jury before the county court of Coffee county, in certain cases ;

Read third time and passed

A bill for the relief of Samuel McCartney, probate judge of Washington county ;

Read third time and passed.

A bill to relieve Thomas Hardy, guardian of Martha Hardy, Finas Hardy, and Luke P. Hardy, minors, from the provisions of section 2421 of the Revised Code ;

Read third time and passed.

A bill to make Eleanor Matilda Ross, of Elmore county, a free-dealer ;

Read third time and passed.

A bill for the relief of Wm. G. Gunter, of Blount county ;

Read third time and passed.

A bill for the relief of A. Page, of Washington county ;

Read third time and passed.

A bill to prohibit the sale or giving away spirituous wines or malt liquors within one mile of Philadelphia church and Arcadia Institute, in Montgomery county ;

Read third time and referred to the Montgomery delegation, with orders to report at 5 o'clock P. M. to-morrow.

A bill for the relief of Martha Ann Duke, of Washington county ;

Read third time and passed.

A bill for the relief of W. B. Hammet, of Lauderdale county ;

Read third time and passed.

A bill for the relief of G. C. Atkinson ;

Read third time and passed.

A bill for the relief of the tax payers of Montgomery county ;

Read third time and passed.

A bill to amend the charter of Pintlala creek, and to erect a bridge, &c.;

Read three times, and referred to Montgomery and Lowndes county delegation.

House adjourned till 10 o'clock to-morrow.

FORTIETH DAY.

HOUSE OF REPRESENTATIVES, }
December 15, 1868. }

House met pursuant to adjournment.

Prayer by the chaplain.

Journal of yesterday read and approved.

Mr. Taylor of Chambers, a bill to increase the fees of sheriffs of Chambers county in certain cases ;

Read first and second times, and referred to the committee on ways and means.

Mr. Ronayne, a bill to provide fuel for the county jail of Madison county;

Read three times and passed.

Mr. Gregory, a resolution appointing a committee to inquire into the condition of consolidated railroads between Montgomery and Mobile, &c.;

Read and adopted.

Mr. Burton offered the following resolution, which was adopted:

Resolved, That hereafter no leave of absence will be granted from this House, and all leaves of absence hereafter granted shall be without pay; and that no member shall hereafter have leave, except in case of sickness.

Mr. Hardy, from the judiciary committee, made the following report:

Senate bill to authorize the coroner of Barbour county to appoint a deputy; favorably.

Report concurred in.

Senate bill to declare Mary S. Glover, of Greene county, a free dealer; favorably.

Concurred in.

Senate bill for the relief of M. E. Horn of Pike county, and Thos. P. Cottle of Covington county; favorably.

Concurred in.

Senate bill to appeal from justices courts and from circuit courts; favorably.

Concurred in.

Senate bill for the relief of the minor heirs of M. A. Baldwin; favorably.

Report concurred in.

Senate bill for the more efficient execution of legal process; favorably.

Report concurred in.

Senate bill to suppress murder, lynching, and assaults and batteries; favorably.

Report concurred in.

Read third time and passed.

The yeas and nays were called.

Those who voted for the bill were—

Messrs. Armstrong, Alley, Ard, Alston, Attaway, Avery, Blandon, Brantley, Brewington, Burton, Carraway, Cox, Daniel, Davis, Dereen, Diggs, Drawn, Emmons, Fister, Greene, Gregory, Haley, Hardy, Harris, Hart, Hill, Holman, Houston,

Inge, Jennings, Kennemer, Lewis, Lore, Lawrence, Master-son, McCalley, Ninninger, Page, Quinn, Richardson, Ronayne, Rose, Speed, Springfield, Smith, Stroback, Thompson, Turner, Weaver, White, Williams, Wood—55.

Those who voted against the bill were—

Messrs. Corprew, Doster, Evans, Hubbard, Hurt, Mastin, Moore, Neville, Newsom, Sanford, Taylor of Chambers, Taylor of Winston, Tompkins, Tucker, Tyner, Vanzandt—16.

Senate bill for the relief of Isaac W. Sullivan of Elmore county,

Read third time and passed.

Leave of absence was granted the following members:

Messrs. Lore, Attaway, Bell, Newsom, Neville and Simmons.

Mr. Hardy, from the judiciary committee, reported adversely on the following bills:

A bill to amend section 3931 of the Revised Code;

Report concurred in.

A bill to increase the fees of the public officers of Baldwin county;

Report concurred in.

A bill in reference to camp hunters in Marengo county;

Report concurred in.

A bill for the relief of James H. Barron of Barbour county;

Report concurred in.

A bill requiring executors and administrators, purchasing real estate on a credit at their own sales, to give bond and security for purchase-money;

Report concurred in.

A bill to amend section 2061 of the Revised Code;

Report concurred in.

A bill for the protection of estates of married women;

Report concurred in.

A bill to repeal sections 2509, 2511, 2512, 2513, 2514, 2515, 2516, 2517, 2518, 2519, 2520 and 2521 of the Revised Code;

Report concurred in, and made special order for to-morrow.

Mr. Jennings, from special committee, to whom was referred the revenue bill, reported a printed bill;

Report concurred in, and made the order of the day at 11 o'clock to-morrow.

Mr. Mastin, from the committee on roads and highways, reported on the following bills:

A bill to authorize the justices of the peace in Tallapoosa

and Elmore counties to appoint overseers for each beat, &c.; favorably. Report concurred in.

A bill to allow W. W. Moorefield and G. O. Jordan to establish a ferry across the Tallapoosa river at Tallapoosa, in Elmore county; adversely.

Report not concurred in.

Mr. Emmons, from the committee on education, reported favorably on the following bill:

A bill to incorporate the Southern University, at Greensboro, in Greene county, and for other purposes;

Report concurred in.

Also, reported a bill to amend section 4 of an act approved February 23, 1860, entitled an act to carry into effect an act of Congress approved June 22, 1854, authorizing the selection of lands in lieu of sixteenth sections, within the twelve miles square reservation in the State of Alabama;

Read three times and passed.

Mr. Stroback entered the following protest:

The undersigned wishes to enter his protest against the bill passed to-day for the relief of H. Sullivan, considering this bill a bill for encouraging murder and giving murderers the opportunity to escape from justice.

Furthermore, assuming judicial power, violating thereby our own constitution, which defines the power of the General Assembly as a legislative one.

PAUL STROBACK.

Mr. Dereen, from committee on county and county boundaries, reported on the following bills:

A bill to declare Paul Ingle and Silas Murphree, citizens of Winston county. Favorably; report concurred in.

A bill to change the boundaries between the counties of Butler and Conecuh. Favorably; report concurred in.

A bill to change the name of Bullock county to that of New Hanover. Adversely; report concurred in.

Mr. Corprew, from committee on local legislation, a bill for the relief of H. A. Gue, of Lee county. Report concurred in.

A bill to authorize the commissioners court of Lowndes county to levy an additional tax. Favorably; concurred in.

Engrossed Senate bill to extend the time in which to open judgments and grant new trials in certain cases, approved October 10th, 1867;

Read three times and passed.

A bill to incorporate the town of Scottsboro, Jackson county ;

Read first, second and third times, and passed.

A bill to amend section 3, 8 and 13 of an act in relation to the chancery court of Alabama ;

Referred to a committee of three—Messrs. Springfield, Neville and Kennemer.

Message from the Senate.

SENATE CHAMBER, }
December 15, 1868. }

Mr. Speaker :

The Senate has originated and passed the following bills :

A bill to attach Etowah to the Eastern division of the chancery court, and fix the time of holding said court ;

A bill to establish a chancery court in Hale county ;

A bill for the relief of the estate of W. S. Denson, deceased, of the county of Choctaw ;

A bill to amend section 5, 8 and 13 of an act in relation to chancery courts of Alabama ;

A bill to change the time of holding the fall term of chancery court for Greene county ;

A bill to incorporate the town of Briar Hill, in Pike county.

M. P. BLUE, Secretary.

House adjourned until 4:30 P. M.

House met at 4:30 P. M.

House then adjourned until 10 o'clock to-morrow.

FORTY-FIRST DAY.

HOUSE OF REPRESENTATIVES, }
December 16, 1868. }

House met pursuant to adjournment.

Prayer by the Chaplain.

Journal was read and approved.

Mr. Springfield, from special committee, to whom was referred a bill to amend section 3, 18 and 13 of an act entitled an act in relation to the chancery courts of Alabama ;

Reported favorably, with an amendment ;

Read third time and passed.

Mr. Hart, from special committee, to whom was referred a bill to establish a Fireman's Aid Association, reported adversely thereto; concurred in.

Mr. Hart, from special committee, to whom was referred the bill to establish the Alabama Agricultural and Manufacturing Aid Society, reported adversely thereto; report concurred in.

Message from the Senate.

SENATE CHAMBER, }
Dec. 16, 1868. }

Mr. Speaker :

The Senate has passed the following House bills :

A bill to adopt the law in relation to the incorporation of the city of Tuscumbia, in the county of Franklin, and for other purposes :

A bill to reorganize the municipal government of the city of Mobile;

And has concurred in House amendment to the following Senate bill :

To authorize the Georgia Western Railroad Company to extend and construct their road from the Georgia line to the town of Gadsden, on the Coosa river;

And has originated and passed the bill to register and pay the debt of Wilcox county;

And has originated and adopted joint resolution as herewith presented, in regard to business;

And has amended and passed House bill to form a new county to be called the county of Geneva;

A bill for the relief of Hubert Creamer, tax collector of Barbour county, and his securities on his bond;

To extend the time for the collection of taxes for 1867 in Lowndes county;

To authorize the Memphis and Charleston Railroad company to construct branch roads by the increase of its capital stock.

Very respectfully

Your obedient serv't,

M. P. BLUE,

Secretary of Senate.

To repeal chapter 4, title 1, part 3, of the Revised Code;

To authorize A. R. Davis, late general administrator of the county of Greene, to appear in probate court of said county

and make settlement of all estates wherein he was either administrator or executor ;

To authorize the Memphis and Charleston Railroad company to issue bonds, secured by mortgages, for the construction of branch roads.

M. P. BLUE,

Secretary of Senate.

Mr. Hart introduced the following joint resolution ;

Which was lost :

Be it resolved By the House of Representatives, (the Senate concurring,) That this General Assembly take a recess on Monday, the 19th inst., at 2 o'clock p. m., until the 20th day of January, 1868, at 12 o'clock, m., of said day.

Mr. Stroback amended as follows :

Provided, that no member shall be allowed more than his actual travelling expenses ;

Yeas and nays called—yeas 32, nays 38.

Yeas and nays called on the passage of the resolution of Mr. Hart—yeas 30, nays 36.

Resolution lost.

The chair appointed on the committee to investigate the railroad between Montgomery and Mobile, Messrs. Alley, Gregory and Quinn.

The House proceeded to consider the bill—

To establish Revenue Laws for the State of Alabama.

Mr. Burton offered the following resolution ;

Which was tabled :

Resolved, That any member who is in the city and not present at the evening session forfeits his pay for that day, except in case of sickness.

Mr. Hart, a resolution ; adopted :

Resolved, That when this House adjourn, it adjourn until 7 o'clock this evening, and that the resolution to meet every afternoon at 4:30 be rescinded.

House then adjourned till 7 o'clock p. m.

EVENING SESSION.

House met at 7 p. m.

House proceeded to consider the substitute reported by the committee on internal improvements, for the bill—

To revise and amend an act to loan and appropriate the three per cent. fund and its interest, approved February 18, 1868.

Mr. Gregory moved the previous question.

Mr. Speaker decided that the bill must be read another time, as the bill was read third time for the benefit of the House, from which decision Mr. Hart appealed.

Decision of chair not sustained.

Ayes and nays were called, on motion of Mr. Fister, on the motion for the previous question ;

Ayes 46, nays 18.

On passage of the bill ayes and nays were called ;

Ayes 50, nays 16. Bill passed.

Mr. Candee gave notice that he would move to reconsider the vote by which the bill passed.

The bill to provide a uniform system for the incorporation of companies, &c.,

Was taken up ;

Bill was read a third time and passed.

Messrs. Burton, Vanzandt, Tyner, Arthur and Richardson were allowed to protest against the passage of the three per cent. fund bill :

PROTEST.

We, the undersigned, enter this our solemn protest against the passage of the bill to amend an act to loan and appropriate the three per cent. fund, for the following reasons :

1st. It wrongfully appropriates money.

2d. It involves the State in an unnecessary and uncalled for debt.

3d. It was passed through the House by improper means.

4th. The substitute adopted was entirely different from the original printed bill, and was read in full but once in the House.

5th. Free discussion was not allowed either upon the substitute or the original bill. The substitute was not in constitutional form.

Therefore, we solemnly declare that if the bill becomes a law, it should be held as inoperative, null and void, as the above constitutional requirements were not complied with.

(Signed,)

PIERCE BURTON,
JAS. VANZANDT,
W. S. W. SMITH,
W. C. ARTHUR,
J. R. ARD,
A. G. RICHARDSON,
M. G. CANDEE.

The House adjourned until 10 o'clock to-morrow.

FORTY-SECOND DAY.

HOUSE OF REPRESENTATIVES, }
December 17, 1868. }

House met pursuant to adjournment.

Prayer by the chaplain.

Journal of yesterday was read and approved.

Mr. Holman, a resolution—

In relation to adjournment, which was amended by Mr. Springfield, as follows:

Be it Resolved by the House of Representatives, (the Senate concurring,) That this General Assembly do take a recess from the 19th day of December, until the 20th day of January, 1869.

Provided, That members shall only be entitled to half the mileage allowed in the Code;

Adopted—ayes and nays called—ayes 36, nays 33.

Message from the Senate.

SENATE CHAMBER, }
December 17, 1868. }

Mr. Speaker :

The Senate has passed the following House bills:

A bill to provide fuel for the county jail of Madison county;

A bill to permit R. J. Wood, a non-resident, to administer upon the estate of his father, deceased;

A bill to make Hardenia Robinson, wife of F. P. Robinson, of Autauga county, a free dealer;

A bill to change the county boundary between Crenshaw and Covington counties;

A bill to authorize the court of county commissioners of Clay county to cause to be levied a special tax for certain purposes herein named;

A bill to confer additional power upon the commissioners of Mobile county;

A bill requiring clerks of the circuit court, registers in chancery, and judges of probate to endorse names of attorneys on executions;

A bill to authorize the judge of probate of Greene county to render judgments in certain cases;

A bill to prevent damage to land owners in Washington county by overflow of water;

And amended and passed House bills—

To make Mrs. Rachael Marks, of Montgomery county, a free dealer ;

A bill to protect elected and appointed officers of the State of Alabama ;

And has concurred in House amendment to Senate bill to amend sections 3, 8 and 13 of an act in relation to chancery courts of Alabama.

Very respectfully,

M. P. BLUE,

Secretary of Senate.

Mr. Thompson, from special committee, to whom was referred the bill to prohibit the sale or giving away any spirituous liquors within one mile of Philadelphia church, &c. in Montgomery county. Reported favorably thereon.

The credentials of Mr. Brown, from the county of Chambers, were presented and he was duly sworn in and took his seat.

On motion the House proceeded to the consideration of the bill to establish revenue laws for the State of Alabama.

A message was received from the Senate, as follows :

SENATE CHAMBER, }
December 17, 1868.

Mr. Speaker :

The Senate has originated and passed the following bills :

A bill to regulate the carriage of passengers by street railroad corporations located within the limits of municipal corporations in this State ;

A bill to incorporate the town of Eutaw, in the county of Greene ;

A bill for the relief of Reddin Garrison, of Wilcox county ;

A bill for the relief of Secretary of Senate ;

And has amended the charter of the New Orleans and Selma Railroad Company.

M. P. BLUE, Secretary.

Message was received from the Governor, as follows :

Mr. Speaker :

The Governor has approved and signed bills which originated in the House of Representatives as follows :

A bill to regulate the terms of the fourth and fifth judicial circuits ;

A bill to allow appeals to the supreme court in certain cases ;

A bill to authorize A. S. Holman to establish a ferry across the Perdido river, in Baldwin county ;

A bill to authorize Alfred Daviney, tax collector of Franklin county, to receive the assessment of taxes for the year 1860, from Samuel M. Stenser, late tax assessor of the so-called county of Colbert, &c.

Very respectfully,

D. L. DALTON,
Private Secretary.

House adjourned until 7 P. M. to-night.

House met pursuant to adjournment.

Mr. Fister moved that the House take up and concur in Senate amendment to New Orleans and Selma Railroad Company bill. Carried ; amendment concurred in.

Mr. Tompkins, a bill—

Read first, second and third times and passed.

Mr. Malone, a majority report on credentials ;

Both referred to a special committee of five, composed of Messrs. Gregory, Vanzandt, Brantley, Tyner and Holman.

Mr. Gregory called up Senate bill to regulate carriage of passengers on street cars, &c.

Read first, second and third times and passed.

Mr. Stroback, a majority report on Pintlala Creek bridge ;

Also, a minority report. Latter concurred in.

Mr. Chisholm called up Senate bill for the relief of Herbert Pearson, of Barbour county ;

Referred to special committee of five, composed of Messrs. Richardson, Stroback, Davis, Williams and Hart.

Mr. Malone, a report ; concurred in.

Mr. Hart called up Senate bill to register and pay off the debt of Wilcox county ;

Mr. Hart offered an amendment, including the counties of Perry, Butler and St. Clair ; adopted.

Read three times and passed.

SENATE BILLS TAKEN UP IN REGULAR ORDER.

For the protection of agricultural laborers ;

Read first and second times, and referred to committee of three—Messrs. Burton, Gregory and Greene.

Joint resolution in relation to the improvement of the Tennessee river ;

Read the first, second and third times and then passed
To extend the time for the collection of taxes in Lowndes
county in the year 1867 ;

Read first, second and third times and passed.

To make the separate estates of married women liable in
certain cases ;

Read the first and second times, and referred to judiciary
committee.

A bill to define the commissions on sales of registers in
chancery ;

Mr. Hubbard amended, by striking out all after "be," in
the second line, and add, "the same as allowed to sheriffs ;"

Read first and second times and referred to the committee
on the judiciary.

To incorporate the town of Briar Hill, in Pike county ;

Which was read first and second times and referred to the
committee on local legislation.

To regulate vessels entering the bay and port of Mobile ;

Read first and second times and referred to the committee
on commerce.

A bill for the relief of Rebecca Finch, of Lee county ;

Read first and second times, and referred to the judiciary
committee.

A bill to grant new trials in certain cases therein named,
and for other purposes ;

Read first and second times, and referred to the judiciary
committee.

A bill to amend section 3016 of the Revised Code ;

Read first and second times, and referred to the judiciary
committee.

A bill to regulate official advertisements of probate courts
in the counties of Blount, Marion, Walker, Winston and
Choctaw ;

Read first and second times, and referred to the committee
on local legislation.

A bill to amend an act entitled an act to incorporate the
schools of Loachapoka, in Macon county, approved June 26th,
1858.

Read twice and referred to the committee on local legis-
lation.

A bill to authorize the county commissioners of Perry coun-
ty to assess a special tax, &c. ;

Read first and second times, and referred to the committee
on local legislation.

A bill to authorize the commissioners court of Sumter county to levy an additional tax for county purposes ;

Read first and second times, and referred to committee on local legislation.

A bill for the relief of the commissioners of Hale county ;

A bill to authorize A. Jackson, of Elmore county, to sell land, &c. ;

Read twice and referred to the judiciary committee.

For the relief of Emily Laird, of Barbour county, and Elizabeth Greene ;

Read twice and referred to judiciary committee.

To amend the charter of the Washington Fire and Marine Insurance company of Mobile ;

Read first and second times, and referred to committee on corporations.

A bill to extend the time for collection of taxes in Choctaw county ;

Read first and second times and referred to the committee on ways and means.

To reorganize the districts of the Northern chancery division, State of Alabama, and to provide for the time of holding courts therein, &c. ;

Read twice and indefinitely postponed.

To create a new county of portions of Dallas, Marengo, Wilcox and Perry counties, to be called the county of Chulatchie ;

Read first and second times, and referred to committee on county boundaries.

To incorporate the town of Eutaw, in Greene county ;

Read first and second times, and referred to the committee on corporations.

For the relief of Reddin Garrison, of Winston county ;

Read first and second times and referred to the judiciary committee.

To repeal an act to change the time of holding the circuit court in the counties of Coosa and Talladega, approved Aug. 11th, 1868 ;

Read first and second times, and referred to the judiciary committee.

To declare in full force article 5, of chapter 19, title 1, part 3, of the Revised Code.

To change the time of holding the fall term of the chancery court for Greene county ;

Read twice and referred to the judiciary committee.

For the relief of the Secretary of the Senate ;

Read twice, and referred to the committee on finance.
For the relief of the estate of J. S. Denson, deceased, of Choctaw county ;

Read twice and referred to the judiciary committee.

To authorize Attaway R. Davis, late general administrator of Greene county, to appear in the probate court of said county and make settlement of all estates wherein he was either executor or administrator ;

Read twice and referred to the judiciary committee.

Joint resolution providing for a joint committee to investigate the condition of the 2 and 3 per cent. fund ;

Read and adopted.

The House adjourned until 10 o'clock to morrow.

FORTY-THIRD DAY.

HOUSE OF REPRESENTATIVES, }
Friday, December 18, 1868. }

House met pursuant to adjournment.

Prayer by the Chaplain.

Journal of yesterday read and approved.

Leave of absence was granted to Mr. Springfield of St. Clair on account of sickness in his family.

House proceeded to the discussion and consideration of the bill to establish revenue laws for the State of Alabama.

Mr. Burton, a resolution in relation to the appointment of a joint committee in relation to adjournment ;

Chair appointed Messrs. Burton, Hart, Hardy, Stroback and Malone.

Message from the Senate :

SENATE CHAMBER, }
December 18, 1868. }

Mr. Speaker :

The Senate has passed the following House bills :

A bill to restrict taxation in the town of Greenville ;

A bill to repeal an act to regulate the fees of jurors and witnesses of Franklin county ;

Amended and passed.

A bill to provide for the support of hospital patients at Talladega ;

Joint resolution as to adjournment of the General Assembly is herewith transmitted ;

A bill to change the line between the county of Russell and the county of Barbour ;

A bill for the protection of plantations and lands against stock in Lowndes county, Alabama ;

And has passed, as herewith transmitted, joint resolution ;

And has amended and adopted joint resolution in relation to taking a recess ;

A bill to provide compensation for copying the journals of the General Assembly, furnishing copies of the acts and reading the proof of the same ;

And has originated and adopted joint resolution to appoint a joint committee who shall consider the matter of adjournment ;

Senate committee, Messrs. Bromberg and Stow ;

House committee, Messrs. Gregory, Burton and Chisholm.

M. P. BLUE,

Secretary of Senate.

House adjourned until 7 p. m., this evening.

House met at 7 p. m., there being no quorum present the House adjourned until 10 a. m. to-morrow.

FORTY-FOURTH DAY.

HOUSE OF REPRESENTATIVES, }
Saturday, Dec. 19, 1868. }

House met pursuant to adjournment.

Prayer by the chaplain.

Journal of yesterday was read and approved.

Mr. Wood introduced a joint resolution for the relief of E. F. Jennings, W. R. Chisholm, G. W. Malone, G. T. McAfee, J. DeF. Richards and H. G. Thomas ;

Read first, second and third times and passed.

Mr. Burton gave notice that on Monday at 11 o'clock, he would move the previous question on the adoption of the revenue bill.

Indefinite leave of absence was granted Messrs. Springfield and Masterson on account of sickness.

Message from the Senate :

SENATE CHAMBER,
December 19, 1868. }

Mr. Speaker :

The Senate has adopted the report of joint committee in relation to adjournment ;

A bill for the protection of sheriff's and other officers ;

A bill to repeal section 2, of Ordinance No. 5 of the Constitution, adopted September 21, 1855 ;

A bill to authorize the commissioners court of Washington county to locate the county seat of said county ;

A bill to amend an act to amend and enlarge the chartered powers of the corporation of the town of Talladega, and to define the same with greater certainty, approved Jan. 12, 1854 ;

Also, a bill to repeal an act to authorize persons to use and keep skiffs and other crafts therein named for carrying foot passengers across the Black Warrior river opposite the city of Tuskaloosa, approved February 12, 1867.

M. P. BLUE,
Secretary of Senate.

House proceeded to consider Senate joint resolution in relation to adjournment ;

On motion of Mr. Harrington, the second and third sections of the resolution were stricken out. and the resolution adopted as amended, and sent to the Senate ;

Ayes and nays were called on the adoption of the resolution ;

AYES—Messrs. Alexander, Ard, Arthur, Austin, Avery, Blandon, Brewington, Burton, Candee, Carraway, Chisholm, Corprew, Cox, Daniel, Davis, Dereen, Diggs, Drawn, Eister, Greene, Gregory, Hart, Hill, Holman, Houston, Inge, Jennings, Jones of Tuskaloosa, Kendrick, Kennemer, Lawrence, Lewis, Mastin, McCalley, Moore, Richardson, Ronayne, Rose, Sanford, Speed, Stewart, Stubblefield, Thweatt, Tucker, Turner, Tyner, Vanzandt, Weaver, White, Williams, Wilson, Wood, and Mr. Speaker—54.

NAYS—Messrs. Brantley, Emmous, Malone and Tompkins—4.

House proceeded to consider the bill to provide a revenue for the State of Alabama. After several amendments to the bill,

The House adjourned until Monday morning 10 o'clock.

FORTY-FIFTH DAY.

HOUSE OF REPRESENTATIVES, }
December 21, 1868. }

House met pursuant to adjournment.

Prayer by the chaplain.

Journal of Saturday was read and approved.

Mr. Emmons called up Senate engrossed bill to amend an act to amend and enlarge the chartered powers of the town of Talladega, and to define the same with greater certainty, approved January 12th, 1854 ;

Read first, second and third times and passed.

The House proceeded to consider the bill to provide revenue for the State of Alabama.

Message from the Governor.

EXECUTIVE DEPARTMENT, }
STATE OF ALABAMA, }
Montgomery, December 21, 1868. }

Mr. Speaker :

The Governor has approved and signed bills which originated in the House of Representatives, as follows :

To authorize the commissioners court of St. Clair, Calhoun, Bibb, Franklin, Blount and Covington counties, to levy an additional tax for 1869, &c. ;

To declare J. H. Springfield a citizen of St. Clair county ;

To authorize the levy and collection of a specific tax in Coffee county, for purposes herein named ;

To prevent the destruction of certain game in Autauga and Greene.

Very respectfully,

Your obedient serv't,

D. L. DALTON,

Private Secretary.

The bill to provide revenue for the State of Alabama ;

Was read third time and passed.

Mr. Corprew, from the committee on local legislation, reported favorably on the following bills ;

Which was concurred in ;

The bills read a third time and passed :

To authorize the commissioners court of Limestone county to issue bonds ;

For the relief of George S. Lanier ;

To incorporate the town of Briar Hill, in Pike county ;

To regulate the enclosure of stock in Greene county ;

To extend the time for the collection of taxes in Choctaw county ;

To authorize the county commissioners of Perry county to issue a specified tax ;

To amend section one of an act to incorporate the town of Bluffton, in Chambers county, and to amend the first section thereof ;

To authorize the commissioners court of Sumter county to levy an additional tax for county purposes ;

To authorize the commissioners court of Lee county to borrow money to build a court house ;

To abolish fencing in Lowndes county.

Mr. Corprew—

A bill for the relief of debtors ;

Read and indefinitely postponed.

Message from the Senate.

SENATE CHAMBER,
December 21, 1868. }

Mr. Speaker :

The Senate has passed the following House bills :

To make Catharine Hoover, a free-dealer ;

To make Thos. L. Freeman, of Lee county, a free-dealer ;

To make Georgia A. V. Robinson, a free-dealer ;

To legalize the marriage between Richard Cruch and Georgia A. Cleghorn ;

To make Elizabeth James a free-dealer ;

For the relief of William Stringer, of Morgan county ;

To provide for the creation and regulation of railroad companies in the State of Alabama ;

To authorize the several counties, cities and towns of the State of Alabama, to subscribe to the capital stock of such railroads throughout the State as they may consider most conducive to their respective interests ;

To incorporate the Phoenix Fire company, No. 2, of Eufaula, Alabama ;

To incorporate the town of Uniontown, in Baldwin county.

Very respectfully,

M. P. BLUE,
Secretary.

Mr. Jennings, from the committee on internal improvements, made the following report :

A bill to authorize the Memphis and Charleston Railroad Company to issue bonds, secured by mortgage, for the construction of branch roads ; favorably.

Report concurred in, and bill read three times and passed.

A bill to authorize the Memphis and Charleston Railroad Company to construct branch roads, by the increase of its capital stock ; favorably.

Report concurred in, and bill read third time and passed.

A bill to amend and revive the several acts incorporating the Cahaba, Marion and Greensboro Railroad Company, and to change the name and style of said company ; favorably, with an amendment.

Read third time and passed.

Mr. Hardy, a bill to provide for the pay of the members and officers of the board of education ;

Read third time and passed.

The yeas and nays being called for on the passage of the bill, resulted yeas 49, nays 6.

Mr. Jennings, from the committee on internal improvements, reported favorably on engrossed Senate bill to amend an act to consolidate and make joint stock of the Mobile and Great Northern Railroad Company, and the Alabama and Florida Railroad Company of Alabama, and to change the name of said companies to the Mobile and Montgomery Railroad Company ;

Report concurred in.

House bill to form a new county to be called the county of Geneva ;

Read, and Senate amendment concurred in.

Mr. Gregory, chairman of the committee to whom was referred the contested election case in the county of Chambers, reported the following resolutions :

Resolved, That in consideration of the disturbed condition of affairs at the recent election in Chambers county, it is hereby declared that the seat from said county shall remain vacant untill filled by a new election.

Resolved, That it is hereby made the duty of the Governor to order a new election for the seat in this House made vacant by the resignation of B. B. McCraw.

OVIDE GREGORY,
Chairman.

The resolutions and report of committee were laid on the table.

Mr. Vanzandt, from the committee on corporations, made the following report :

A bill to amend the charter of the Wetumpka Insurance Company; favorably, with an amendment.

Concurred in, read three times and passed.

A bill to incorporate the town of Eutaw, in Greene county; favorably.

Concurred in, read three times and passed.

A bill to repeal an act to regulate the fees of jurors and witnesses of Chambers county;

Read three times and passed.

On motion of Mr. Malone, the House proceeded (by a vote of 14 against 24 for the motion) to go into committee of the whole, to consider the contested election case from Chambers county.

On motion of Mr. Malone, the committee of the whole arose, making the question of the Chambers county election case the order of the day for to-morrow morning.

House adjourned till 10 o'clock to-morrow morning.

FORTY-SIXTH DAY.

HOUSE OF REPRESENTATIVES, }
December 22, 1868. }

House met pursuant to adjournment.

Prayer by the Rev. Mr. Vanzandt.

Journal read and approved.

Leave of absence for the rest of the session was granted Mr. Vanzandt, on account of sickness.

Mr. Gregory, from special committee, to whom was referred the bill to protect agricultural laborers, reported favorably thereon ;

The report was concurred in, and bill read a third time and passed.

The Clerk was instructed to send the bill forthwith to the Senate.

Mr. Gregory called up joint resolution appointing a committee of three to examine whether or not frauds have been attempted on the Auditor, and if the latter has refused to recognize the certificates of officers and members, &c., and his reasons therefor ;

Resolution adopted, and the Chair appointed Messrs. Strock and Gregory, on the part of the House.

Mr. McCalley moved a reconsideration of the vote by which the bill to create a fireman's aid association was laid upon the table;

Mr. Armstrong moved to indefinitely postpone the motion of Mr. McCalley;

Which was lost.

Mr. McCalley moved the previous question; on which the yeas and nays were called.

Those who voted yea were, Messrs. Alexander, Arthur, Avery, Candee, Carraway, Cox, Davis, Dereen, Fister, Greene, Gregory, Hardy, Inge, Jones of Tuscaloosa, Kendrick, Kennemer, Lewis, McCalley, Quinn, Richardson, Ronayne, Strock, Stubblefield, Tompkins, Weaver, Speaker—26.

Those who voted no were, Messrs. Armstrong, Alley, Alston, Baker, Blandon, Brantley, Brown, Chisholm, Corprew, Daniel, Diggs, Emmons, Hart, Holman, Houston, Hurt, Lawrence, Mastin, Malone, Moore, Rose, Sanford, Speed, Smith, Thompson, Tucker, Turner, White, Wood and Yates—30.

The motion to reconsider was lost.

CALL OF THE COUNTIES.

Mr. Baker, a bill to repeal a certain act therein named;

Read first and second times and referred to committee on local legislation.

Mr. Burton, from finance committee, to whom was referred the bill for the relief of the Secretary of the Senate;

Reported adversely thereto; report not concurred in;

Bill so amended as to include the clerk of the House of Representatives;

Read first, second and third times and passed.

Ayes and nays necessary—ayes 44, nays 11.

Mr. Hill, a bill to provide for the removal of the jurisdiction of estates of decedents and minors of Bullock county;

Read first, second and third times and passed.

Mr. Hill, a bill for the relief of debtors, and to authorize the adjustment of debts on principles of equity;

Read first and second times and referred to judiciary committee, with instructions to report to-morrow at 12 o'clock.

Mr. Hart, a bill to provide a more efficient method of dispensing the school funds of the State of Alabama;

Read and referred to committee on education.

Message from the Senate.

SENATE CHAMBER, }
December 22, 1868. }

Mr. Speaker:

The Senate has originated and passed the following bills:

A bill to allow compensation to counsel assigned to defend persons who are unable to employ counsel in the city court of Mobile county, and in Greene and Pickens counties;

And has passed House bill—

To fix the time of holding an election for members of the forty-first Congress;

A bill supplementary to and amendatory of an act as follows:

An act to amend an act to incorporate the New Orleans and Selma Railroad Company, passed at the present session of the General Assembly, and now in the hands of the Governor;

And has originated and passed a bill to amend the caption and the first, second and third sections of the act to incorporate the Pioneer Petroleum Company;

A bill to legalize an election held in Russell county, on the 4th, 5th, 6th, 7th and 8th days of February, 1868;

A bill to allow John Whitfield, of Jackson county, to take one-sixth toll.

M. P. BLUE, Sec'y of Senate.

Mr. Wilson, a bill annexing the duties of clerk of circuit court of Clarke county with those of judge of probate;

Read third time and passed.

Also, a bill for increasing the fees of the county officers of Clarke county;

Read first, second and third times and passed.

Mr. Wilson, a bill requiring security for costs in certain cases;

Read first, second and third times and referred to judiciary committee.

Mr. Wilson, a bill to amend section 3518 of the Revised Code;

Read first, second and third times and referred to committee on fees and salaries.

Mr. Hardy, a memorial and joint resolution;

Which was read, adopted and sent to the Senate.

Mr. Hardy, a bill to authorize Thos. W. Armstrong to establish a ferry on the Alabama river;

Read first, second and third times and passed.

Mr. Moore, a bill to attach the county of Geneva to the eighth judicial circuit and fourth district, Southern division ;
Read first, second and third times and passed.

Mr. Moore, a bill to regulate the appointment of overseers and supervisors of public roads in the county of Henry ;

Referred to judiciary committee ;

Read first and second times and referred to the judiciary committee.

Mr. Moore, a bill for the relief of Mrs. C. L. Waterman ;

Read first and second times and referred to judiciary committee.

Mr. Hart, a resolution—

Which was adopted :

Resolved by the House, (the Senate concurring,) That the Secretary of State be and he is hereby directed to have printed the constitution of this State and the ordinances of the convention of 1867, in connection with the acts of the present session of the General Assembly.

The chair announced the appointment of A. R. Davis on the committee on fees and salaries.

The chair appointed on the Chambers election case the following special committee :

Messrs. Stroback, Quinn, Hubbard, Smith, Williams and Tucker.

The House adjourned till to-morrow morning, at 10 o'clock.

FORTY-SEVENTH DAY.

HOUSE OF REPRESENTATIVES }
December 23, 1868. }

House met pursuant to adjournment.

Prayer by the Chaplain.

Journal read and approved.

Mr. Stroback, from the committee on Chambers county election, asked further time to report. Granted.

CALL OF THE COUNTIES.

Mr. Greene, a bill—

For the relief of the poor of Hale county ;

Read twice and referred to the judiciary committee.

Mr. Brewington, a bill—

To give the judge of probate and notaries public of Lowndes county the jurisdiction over contracts ;

Read twice and referred to the judiciary committee.

Mr. Smith, a bill—

For the relief of John W. C. Jones, of Morgan county ;

Read first, second and third times and passed.

Also, a bill to encourage the manufacture of railroad iron in the State of Alabama ;

Read twice and referred to the committee on ways and means.

Mr. Burton, a bill to provide for the payment of the interest due on the school fund ;

Bill read third time and passed.

Mr. Burton, a bill for the protection of holders of insurance policies in this State ;

Read twice and referred to the committee on finance.

Message from the Senate.

SENATE CHAMBER, }
December 23, 1868. }

Mr. Speaker :

The Senate has originated and passed the following bills and resolutions:

To incorporate the trustees of the Spring Hill Baptist Church and the Spring Hill Academy ;

To establish the city court of Huntsville ;

Joint resolution in relation to the annexation of West Florida ;

And has passed House joint resolution—

For the relief of E. F. Jennings, W. R. Chisholm, G. W. Malone, G. T. McAfee, J. DeF. Richards and H. G. Thomas.

And amended again and passed Senate bills, as follows :

A bill to be entitled an act to authorize the Georgia Western Railroad Company to extend and construct their road from the Georgia line to the town of Gadsden, on the Coosa river ;

Also, a bill supplementary to an act to provide for the pay of the members and officers of the present General Assembly ;

To amend the Macon county railroad charter ;

To change the seat of justice of Morgan county ;

To grant a new trial to Daniel Wadsworth, of the county of Autauga ;

For the relief of James Rhodes.

And has passed House bill—

To allow the judge of the city court of Mobile to practice law in certain cases.

M. P. BLUE,
Secretary.

Mr. Burton, a bill—

For the relief of the Dr. Gerard Chatteau, of the county of Sumpter ;

Read twice and referred to the committee on the judiciary.

Mr. Gregory, a bill—

To enlarge the sixth district of the eastern chancery division of Alabama ;

Read twice and indefinitely postponed.

Mr. Gregory, a bill—

To allow the judge of the city court of Mobile to practice law in certain cases ;

Read three times and passed.

Mr. Gregory, a bill—

To regulate lotteries ;

Referred to special committee of three.

Mr. Gregory, a bill—

To regulate the removal of county sites ;

Read twice and referred to the judiciary committee.

Mr. Gregory, a bill—

To incorporate a Social Creole Club in Mobile ;

Read first and second times, and referred to committee on local legislation.

Mr. Carraway, a bill—

To provide for the payment of the expenses of the constitutional convention of 1867 ;

Read twice and referred to committee on ways and means

Mr. Stroback, a bill—

To authorize the court of county commissioners of Chambers county to issue bonds ;

Read twice and referred to the committee on local legislation.

Mr. Stroback, a bill—

To make Sallie C. Carlisle, of Chambers county, a free dealer ;

Read twice, and referred to judiciary committee.

Mr. Arthur, to authorize the distributees of the estate of Thomas M. Cowles to make title to certain lands ;

Read third time and passed.

Mr. Stroback, for the relief of subordinate clerks of the House ;

Read first and second times, and referred to committee on ways and means.

Mr. Stroback, to prescribe the oath of office to certain municipal officers ;

Read first, second and third times, and passed.

Mr. Williams, a bill—

To amend the fence law ;

Read first and second times, and referred to the committee on local legislation.

Mr. Daniel, a bill—

To extend the provisions of an ordinance passed 30th November, 1867 ;

Read first and second times, and amended ; read third time and passed, as amended.

Mr. Richardson, a bill—

To define the duties of judges of probate ;

Read first, second and third times, and passed.

Mr. Emmons—

A bill to establish the Mobile charitable association for the benefit of the school fund of Mobile county, without distinction of race or color ;

Read first and second times, and referred to the committee on lotteries.

Mr. Gregory—

A bill to appoint competent counsel in certain cases ;

Read first and second times and passed.

Mr. Jones, of Tuskaloosa—

A bill as to the qualification of voters in municipal elections ;

Read first, second and third times and passed.

Mr. Hill—

A bill to provide for the further survey of the Coosa river and the lands adjacent thereto ;

Was read first and second times, and referred to committee on internal improvements.

Engrossed House bill—

To allow the commissioners court of Tuskaloosa county to issue bonds, and for other purposes ;

Read third time and passed.

Engrossed House bill—

To make Elizabeth L. Lataste a free-dealer ;

Read and passed.

Engrossed House bill—

To amend the charter of the Selma, Rome and Dalton railroad company ;

Read third time and passed.

Engrossed House bill—

To amend section 2357 of the Revised Code of Alabama ;

Read third time and passed.

Engrossed House bill—

To legalize the election of D. C. Stapleton to the office of sheriff and tax collector and assessor of Baldwin county ;

Read third time and passed.

Engrossed House bill—

To allow J. H. West to practice physic in Henry county ;

Read third time, amended, and passed.

A bill to grant a new trial to D. J. Wadsworth, of Autauga county ;

Read third time and passed.

A bill to enable owners to search for lost stock ;

Read third time and passed.

Mr. Hart, from the committee to whom was referred the bill to provide a more efficient method of dispensing the school fund ;

Reported favorably ; report not concurred in ;

Bill indefinitely postponed.

On motion of Mr. Hardy—

The vote by which the bill to amend the charter of the Selma, Rome and Dalton railroad company became a law ;

Was reconsidered ;

Mr. Hardy introduced a substitute therefor ;

Which was adopted ;

Substitute read third time and passed.

Engrossed House bill—

To amend section 3326 of the Revised Code ;

Read three times, and passed.

Engrossed House bill—

To more particularly define the duties of county officers ;

Read third time and passed.

Engrossed House bill—

To enlarge the jurisdiction of the courts of law in this State ;

Read third time and passed.

Engrossed House bill—

To change the line between the counties of Lee and Russell ;

Read third time and referred to a committee of three, composed of Messrs. Richardson, Tucker and Stroback.

Mr. Gregory—

A bill to create the office of county treasurer of Mobile county ;

Read first and second times and referred to committee on judiciary.

Engrossed House bill—

To amend the caption and the 1st, 2d, and 3d sections of the act to incorporate the Pioneer Petroleum company ;

Read three times, and passed.

The House adjourned until to-morrow morning at 10 o'clock.

FORTY-EIGHTH DAY.

HOUSE OF REPRESENTATIVES, }
December 24, 1868. }

House met pursuant to adjournment.

Prayer by the Chaplain.

Journal read and approved.

CALL OF COUNTIES.

Mr. Wood—

A bill to authorize the county commissioners to collect a license for keeping dogs ;

Read first and second times, and indefinitely postponed.

Mr. Corprew—

A bill for the relief of guardians and trustees ;

Read first and second times, and referred to the committee on the judiciary.

Mr. Stubblefield—

A bill authorizing and empowering the commissioners court of Walker county to issue bonds ;

Read first, second and third times and passed.

Mr. Stubblefield—

A bill for the relief of the inhabitants of this State against injuries to person, property and reputation ;

Read first and second times, and referred to the judiciary committee.

Mr. Stubblefield—

A bill to make Sarah A. E. Gravelee, of Walker county, a free-dealer ;

Read first, second and third times and passed.

Mr. Stroback, from the special committee, reported favorably to the bill—

For the relief of subordinate clerks of the House ;

Mr. Richardson moved to indefinitely postpone both bill and report ;

Ayes and noes called—yes 34, nays 17 ;

Bill and report was accordingly indefinitely postponed.

Leave of absence was granted the Speaker of the House, when, on motion,

Mr. Burton was elected Speaker *pro tem*.

Mr. Stroback, from special committee, reported adversely to the bill to regulate vessels entering into the bay and port of Mobile ;

Report concurred in.

Mr. Stroback, from the select committee, to whom was referred the contested election case in Chambers county, reported, as the unanimous vote of all present, that Mr. Brown, the present member, is entitled to his seat.

On motion, the report of the committee was laid upon the table.

The yeas and nays were called for on laying the report on the table ;

Yeas 32, nays 17 ; three members excused from voting.

Message from the Senate.

SENATE CHAMBER, }
December 24, 1868. }

Mr. Speaker :

The Senate has concurred in the amendments to the following Senate bills :

For the relief of the Secretary of the Senate ;

To register and pay the debt of Wilcox county ,

For the relief of Walter Donaldson of Bibb county ;

To suppress murder, lynching, and assaults and batteries ;

And has originated and passed a bill in relation to the great seal of the State ;

And has passed House bills as follows :

To authorize the commissioners' court of Dallas county to issue bonds ;

To furnish the oath of office to certain officers ;

To attach the county of Geneva to the eighth judicial circuit, and fourth district of southern division ;

For the relief of the officers of Covington county ;

To provide for the holding a term of the chancery court in the fifth chancery district ;

To authorize the Secretary of State to issue a patent to William McDaniel of Morgan county, for certain lands therein described ;

To amend section 3996 of the Revised Code ;

To repeal certain acts of incorporation ;

To repeal section one of a special act passed by the General Assembly in the year 1847 ;

To define the boundary line between Dallas and Perry counties ;

For the relief of James P. Wood of Barbour county ;

A memorial and joint resolution to the Congress of the United States ;

And has originated and passed a bill to amend an act to incorporate the Sepulga River Manufacturing Company of Conecuh county.

The Senate requests the House to return to the Senate the House bill for the relief of James P. Wood of Barbour county ;

And has originated and passed bills—

Relating to the three per cent. fund ;

Incorporating the Alabama Mining and Manufacturing Company ;

For the change of and permanent location of the courthouse of Lawrence county ;

To authorize the Governor to endorse the bonds of the Montgomery and Eufaula Railroad Company, under the act of 19th February, 1867, and its amendments.

Very respectfully,

Your obedient serv't,

M. P. BLUE,

Secretary.

Message from the Governor.

EXECUTIVE CHAMBER, }
STATE OF ALABAMA, }
December 24, 1868. }

Mr. Speaker :

I am directed by the Governor to inform the House of Representatives that he has this day approved and signed bills as follows :

To amend an act to incorporate the New Orleans & Selma Railroad ;

Supplementary to and amendatory of an act of the following title:

An act to amend an act to incorporate the New Orleans & Selma Railroad Company, passed at the present session of the General Assembly, and now in the hands of the Governor;

To allow the judge of the city court of Mobile to practice law in certain cases;

To provide fuel for the jail of Madison county;

Supplementary to an act to provide for the pay of members and officers of the General Assembly;

To provide for the support of hospital patients at Talladega;

To reorganize the municipal government of the city of Mobile.

Very respectfully,

Your obedient servant,

D. L. DALTON,

Private Secretary.

Mr. Richardson, from the special committee, reported favorably to the bill—

For the relief of Herbert Pearson late tax collector of Barbour county;

Report concurred in;

Bill read a third time and passed.

Mr. Richardson, from the committee on accounts and claims reported favorably to the bill—

For the relief of E. B. Lott, tax collector of Mobile;

Report concurred in;

Bill read a third time and passed.

Ayes and nays were called on the passage of the bill—ayes 46, nays 7.

Mr. Hardy, from the judiciary committee, made the following report:

A bill for the relief of C. P. Simmons of the county of Franklin;

Favorably;

Ayes and nays were called on the passage of the bill—ayes 49, nays 6.

A bill to provide for the execution of the laws in this State;

Favorably; report concurred in.

A bill to require costs in certain cases;

Favorably; report concurred in.

A bill for the relief of Enoch Riley, of Monroe county, guardian of Parthenia Phinas ;

Favorably ; report concurred in.

A bill to allow married women to become free dealers ;

Favorably ; report concurred in.

A bill for the relief of debtors and to authorize the adjustment of debts on principles of equity ;

Favorably ; report not concurred in, and bill laid on the table.

A bill to prevent the sacrifice of real estate ;

Reported a substitute for the bill—

Substitute adopted ; and report concurred in.

A bill to extend the jurisdiction of justices of the peace in Monroe county ;

Adversely ; report concurred in.

Leave of absence was granted to Mr. Malone of DeKalb county ;

A bill for the relief of laborers of all classes in the State of Alabama ;

Adversely ; report concurred in.

A bill to simplify actions to foreclose mortgages ;

Adversely ; report concurred in.

A bill to amend paragraph 4, section 4340 of the Revised Code ;

Adversely ; report concurred in.

A bill for the relief of Mrs. C. L. Waterman ;

Recommitted to Mr. Hubbard of Pike.

A bill to secure the collection of rents in the city of Montgomery ;

Adversely ; report concurred in.

A bill for the relief of Rebecca A. Finch of Lee county ;

Favorably ; report not concurred in.

Senate bill—

For the relief of Reddin Garrison of Winston county ;

Favorably ; report concurred in.

A bill to constitute Susan McNair and others free dealers ;

Favorably ; report concurred in.

House then adjourned till 10 A. M., Saturday.

FORTY-NINTH DAY.

HOUSE OF REPRESENTATIVES, }
 Saturday, Dec. 26, 1868. }

House met pursuant to adjournment.

Prayer by the Rev. Mr. McCalley.

Journal of Thursday read and approved.

Mr. Hardy, a bill—

For the relief of Geo. F. Huckabee of Hale county ;

Read first and second times and referred to the Hale delegation.

On motion of Mr. ———, the roll was called to ascertain whether there be a quorum present ;

Forty-eight members answered to their names ;

No quorum present.

A sufficient number of members came in to make a quorum, and the House proceeded to business.

Mr. Hardy, a bill—

To incorporate the Cahaba Coal Company of Alabama, and for other purposes ;

Read first and second times and laid over.

Message from the Senate :

SENATE CHAMBER, }
 December 26, 1868. }

Mr. Speaker :

The Senate has originated and passed the following bills :

A bill to amend the new charter of the city of Demopolis Alabama ;

A bill to vest the absolute title of certain lands therein named in the widow and children of Isaac J. Ward, deceased, late of Choctaw county ;

A bill to restrain the tax collector of Limestone county from collecting the tax authorized to be assessed by an act to authorize the court of county commissioners of Limestone county, State of Alabama, to subscribe to the capital stock of the Tennessee and Alabama Central Railroad Company.

M. P. BLUE,

Secretary of Senate.

Mr. Hart, from the special committee, to whom was referred the bill—

To establish the Mobile charitable association, for the benefit of the school fund ;

Favorably ; report concurred in.

The yeas and nays were called on the passage of the bill, and resulted as follows :

AYES—Messrs. Alexander, Avery, Candee, Chisholm, Corprew, Cox, Davis, Dereen, Diggs, Drawn, Emmons, Fister, Greene, Hardy, Hart, Hill, Holman, Houston, Inge, Jones of Tuskaloosa, Kendrick, Kennemer, Lewis, Mastin, McCalley, Ronayne, Rose, Sanford, Stroback, Tompkins, Weaver, Williams, Wilson, and Wood—35.

NAYS—Messrs. Armstrong, Baker, Blandon, Brewington, Burton, Hubbard, Hurt, Jennings, Lawrence, Moore, Richardson, Smith, Taylor of Chambers, Thompson, Tucker, White—16.

Mr. Tompkins, from the committee on fees and salaries, reported on bills, as follows :

To authorize the court of county commissioners of Wilcox county to pay a salary to the solicitor of said county ;

Favorably ; report concurred in.

Read third time and passed.

To regulate the fees of sheriffs and county commissioners in the apportionment of widow's dower ;

Favorably ; report concurred in.

Read third time and passed.

Mr. Richardson, a bill—

To amend an act to lay off and divide the State into twelve judicial circuits, and to fix the time of holding courts therein, approved February 19, 1867 ;

Read first, second and third times, and passed.

Mr. Richardson, a bill—

To enable certain officers to collect their fees ;

Read first, second and third times, and passed.

Senate bill relating to the three per cent. fund ;

Read first and second times, and referred to the committee on internal improvements.

Senate bill to authorize the Governor to endorse the bonds of the Montgomery and Eufaula Railroad company, under the act approved February 19, and its amendments ;

Read first and second times and referred to the committee on internal improvements.

On motion of Mr. Hart, the House proceeded to take up House bills on third reading.

HOUSE BILLS ON THIRD READING.

Bill in relation to county superintendents of education ;
Read third time and passed.

On the motion to adopt the bill the ayes and nays were called ;

Ayes 36, nays 20.

Mr. Cox moved that the House adjourn until 10 o'clock on Monday morning ; carried.

FIFTIETH DAY.

HOUSE OF REPRESENTATIVES, }
December 28, 1868. }

House met pursuant to adjournment.

Prayer by the chaplain.

Journal of yesterday read and approved.

Mr. Ronayne called up Senate bill—

Establishing the city court of Huntsville ;

Read first and second times, and referred to the judiciary committee.

Senate message :

SENATE CHAMBER, }
December 28, 1868. }

Mr. Speaker :

The Senate has passed the following House bills :

To make Mrs. Mary Ann Reed, wife of Thos. Reed, of Montgomery, a free dealer ;

A bill to repeal section 4062 of the Revised Code ;

To remove the administration of the estate of J. M. McClure ;

To divide the county of Sanford into commissioners districts.

The Senate has amended and passed the following House bills as therein shown :

To amend section 4063 of the Revised Code of Alabama ;

To relieve W. B. Seymour and Andrew J. Taylor, of Winston county ;

And has passed House revenue bill—

A bill as to qualifications of voters in municipal elections ;

To make Eleanor Matilda Bross, of Autauga county, a free dealer.

Very respectfully,

Your obedient servant,

M. P. BLUE,

Secretary.

Mr. Gregory, from the select committee, to whom was referred a bill to regulate lotteries in this State ;

Reported favorably thereon ;

On motion of Mr. Burton, the further consideration of the bill was indefinitely postponed.

Mr. Hardy called up the bill—

To amend section 4063 of the Revised Code ;

House concurred in the amendments of the Senate thereto.

Ayes and nays being called on concurrence in the amendments, resulted as follows :

Yeas 35, nays 17.

Mr. Jennings, from the committee on internal improvements, made the following report :

Senate bill relating to the three per cent. fund ;

Favorably ; report concurred in ;

Read third time and passed.

The ayes and nays were called—ayes 46, nays 9.

Mr. Burton introduced the following joint resolution ;

Which was read and adopted :

Resolved by the General Assembly of Alabama, (the Senate concurring,) That the Governor be and he is hereby instructed to furnish each of our Senators and Representatives in Congress with a copy of a joint memorial of the General Assembly of Alabama, to the Congress of the United States, together with a resolution instructing our Senators and requesting our Representatives in Congress to urge the passage of a law allowing interest on one hundred and three thousand nine hundred and ninety-one dollars and twenty cents of the two and three per cent. fund, which accrued between 1820 and 1831, and was improperly withheld from the State, approved February 27th, 1860, and that our Senators be instructed and our Representatives requested to use their influence to secure the same therein claimed, to be used in aid of internal improvements of this State.

Mr. Jennings, from the committee on internal improvements, made the following report :

A bill to amend an act to incorporate the North and South Alabama Railroad ;

Favorably, with an amendment ;

Report concurred in ;

Read a third time and passed.

A bill to amend an act to incorporate the Mountain Railroad Contracting Company ;

Favorably ; report concurred in.

Bill read a third time and passed.

Senate bill—

To authorize the Governor to endorse the bonds of the Montgomery and Eufaula Railroad Company, under the act of February 19th, 1867, and its amendments ;

Favorably ; report concurred in ;

Bill read a third time and passed by a vote of 33 to 19—taken by ayes and nays.

A bill to constitute Susan McNair and others therein named, free dealers ;

Read the third time and passed as amended.

Mr. Greene, from the Hale delegation, reported favorably on the bill for the relief of Geo. F. Huckabee, of Hale county ;

Report concurred in ;

Bill read a third time and passed.

Mr. Hardy presented the following resolution ;

Which was adopted :

Resolved, That the State printer be and he is hereby directed and authorized to furnish, by 12 o'clock on Monday next, each member of this House one copy of the laws passed by this General Assembly since July 13th, 1868, so far as he may have them printed, and that the clerk of this House inform the State printer of the adoption of this resolution.

Mr. Burton, from the committee on finance, reported favorably, with an amendment, to the bill—

For the protection of holders of insurance policies in this State ;

Report concurred in ;

Bill read a third time and passed.

Mr. Burton, from the committee on finance, also, reported favorably on the bill—

For the relief of W. H. Farris, of Franklin county ;

Report concurred in ;

Bill read a third time and passed.

Ayes and nays called on the passage of the bill—ayes 28, nays 11.

Mr. Jennings introduced a joint resolution in relation to removing the obstructions in the Tennessee river ;

Resolution read and adopted.

Mr. Richardson, from the joint committee on the State agricultural lands, reported a bill in relation thereto, which was accepted ;

Read first, second and third times and passed.

Ayes and nays called on the passage of the bill—ayes 39, nays 1.

Mr. Richardson, from special committee on the bill to change the county line between Lee and Russell counties ;

Reported adversely thereto ; report concurred in.

On motion of Mr. Stroback the bill to declare void certain judgments, &c., was, by permission of the House, corrected of a clerical error so as to read as follows :

A bill to be entitled an act to declare void certain judgments and to grant new trials in certain cases herein mentioned, and to repeal sections 2076 and 2877 of the Revised Code of Alabama.

Mr. Thompson introduced a joint resolution in relation to pay for services rendered by Isaac Cohen, former page of the House of Representatives ;

Which was read first, second and third times and passed.

Ayes and nays called on the passage of the resolution—ayes 31, nays 11.

Engrossed Senate bill to allow John Whitfield, of Jackson county, to take one sixth toll ;

Read first, second and third times, and passed.

Mr. Armstrong introduced a joint resolution declaring J. M. Wood the legally elected member of the House of Representatives from Chambers county.

Pending the discussion of which,

The House adjourned until 7 o'clock to-night.

HOUSE OF REPRESENTATIVES, }
December 28, 1868—7 o'clock P. M. }

House met pursuant to adjournment.

On motion, the House took up bills on their third reading :

For the relief of Enoch Riley of Monroe county, a guardian ;

Read third time and passed.

To authorize and require the court of county commissioners of Limestone county to levy a tax and issue bonds for certain purposes ;

Read third time and passed, as amended.

For the relief of administrators, executors, guardians, trustees, attorneys, agents, and other persons ;

Read third time and passed.

For the revision of claims upon which judgments were rendered between the 11th day of January, 1861, and July 20th, 1865 ;

Read third time and passed.

To amend the charter of the Alabama Manufacturing Company of Selma, adopted February 8th, 1868 ;

Read third time and passed.

To incorporate the Macon County Agricultural Association ;

Read third time and indefinitely postponed.

Message from the Senate as follows :

SENATE CHAMBER,
December 28, 1868. }

Mr. Speaker :

The Senate has originated and passed a bill to authorize religious societies to provide security, by deed of trust or mortgage, for the payment of debts ;

A bill supplementary to a bill to establish revenue laws for the State of Alabama, passed December 22d, 1868 ;

Relating to the place of meeting of the stockholders ;

Supplementary to an act for the suppression of secret organizations of men disguising themselves for the purpose of committing crimes and outrages.

Very respectfully,

Your obedient servant,

M. P. BLUE,

Secretary of Senate.

MESSAGE FROM THE GOVERNOR.

EXECUTIVE DEPARTMENT,
STATE OF ALABAMA,
Montgomery, December 28, 1868. }

Mr. Speaker :

The Governor has this day approved and signed bills which originated in the House, to be entitled as follows :

For the relief of E. F. Jennings, W. R. Chisholm, G. W. Malone, G. T. McAfee, J. DeF. Richards, W. G. Thomas ;

To make Georgia Ann Robinson a free dealer ;

To appoint guardians for persons *non compos mentis* ;

To adopt the law in relation to the city of Tuscumbia, in Franklin county, and for other purposes ;

To permit R. J. Wood, a non-resident, to administer upon the estate of his father ;

To authorize the court of county commissioners of Clay county to levy a special tax for certain purposes therein named ;

To make Lucy Freeman of Coosa county a free dealer ;

To make Catherine Hoover of Jefferson county a free dealer ;

For the relief of Wm. Stringer of Morgan county ;

To fix the time of holding an election for members of the 41st Congress ;

To make Elizabeth Jones a free dealer ;

To repeal an act to restrict taxation in Greenville, Ala. ;

Requiring clerks of circuit courts, registers in chancery, and judges of probate to endorse the names of attorneys upon executions ;

To repeal an act to regulate the fees of jurors and witnesses of Franklin county ;

To provide fuel for the jail of Madison county ;

To authorize the commissioners' court of Dallas county to issue bonds ;

An act to confer additional powers on the commissioners of Mobile county ;

An act to make Hardenia Robinson, wife of E. P. Robinson, a free-dealer.

Very respectfully,

Your obedient serv't,

D. L. DALTON,

Private Secretary.

The House adjourned until 10 o'clock to-morrow.

FIFTY-FIRST DAY.

HOUSE OF REPRESENTATIVES, {
Friday, December 29, 1868. }

House met pursuant to adjournment.

Prayer by the Chaplain.

Journal of yesterday read and approved.

Mr. Hardy called up the Senate bill in relation to the great seal of Alabama ;

Read first, second and third times, and passed.

Mr. Hardy called up the Senate bill for the protection of sheriffs and other officers ;

Read first, second and third times and passed ;

Also, Senate joint resolution in relation to annexation of West Florida ;

Read and adopted.

On motion of Mr. Emmons—

The House proceeded to reconsider the vote of yesterday, by which the bill to regulate lotteries in this State was lost ;

Bill read third time and passed.

Ayes and noes called—yeas 27, noes 19.

Mr. Richardson called up bill for the relief of Jerry A. Guy, of Lee county ;

Read third time and passed ;

Ayes and noes called on passage of bill—ayes 38, noes 2.

Mr. Hardy, from the judiciary committee, to whom was referred the bill to establish the city court of Huntsville ;

Reported favorably thereon, with two amendments ;

Amendments concurred in ;

Bill, as amended, read third time and passed.

Mr. Turner called up Senate bill for setting aside sales of property made since the adoption by the late constitutional convention of an ordinance to stay the collection of debts ;

Read third time and passed.

Mr. Jennings called up Senate bill supplementary to an act for the suppression of secret organizations of men disguising themselves for the purpose of committing crimes and outrages ;

Read third time and passed.

Mr. Hart called up the Senate bill to incorporate the Vicksburg and Brunswick railroad company ;

Which was read third time and passed.

On motion of Mr. Hart—

The House proceeded to take up House bills on their third reading, and afterwards those on their second reading.

House bill—

For the relief of Mrs. Francis Bryan ;

Read third time and passed.

Message from the Senate :

SENATE CHAMBER, }
December 29, 1868. }

Mr. Speaker :

The Senate has originated and passed the following bills :

To provide for setting aside sales of property made since the adoption by the late constitutional convention of an ordinance to stay the collection of debts ;

To establish a new charter for the city of Selma, approved December 4th, 1868 ;

And has passed House bills—

For the relief of the tax payers of Covington county ;

To amend section 4 of an act approved February 23d, 1868, entitled an act to carry into effect an act of congress, approved 22d June, 1854, authorizing the selection of lands in lieu of 16th section, within the twelve miles square reservation in the State of Alabama ;

For the protection of the State of Alabama for certain school lands that have or may hereafter be sold.

Has passed House joint resolution, as herein shown.

A bill for the relief of John W. Shepherd, reporter of supreme court ;

To create a new county to be called the county of Baker ;

To amend the charter of Uniontown, Perry county ;

To relieve the returning officers of the late election ;

To allow judges of city and circuit courts to hold one special term for the purpose of declaring void certain judgments and granting new trials in certain cases ;

To repeal an act entitled an act to appoint an additional surveyor for the county of Jackson ;

To amend section 1759 of the Revised Code of Alabama ;

To provide for carrying out article 11, section 11 of the constitution ;

To incorporate the East Alabama Life Insurance company ;

To amend the charter of the City Savings Association of Mobile ;

And passed House bill—

For the relief of James P. Wood, of Barbour county ;

For the relief of Lawson C. Coulson, late probate judge of Jackson county, and his securities, approved August 5, 1868.

Very respectfully,

Your obedient serv't,

M. P. BLUE,

Secretary.

To prevent vexatious bidding at public sales ;

Read third time and passed.

To make Francis Ann Crabb, of Tallapoosa county, a free dealer ;

Read third time and passed.

For the relief of A. M. Lamar of Montgomery county;
Read third time and indefinitely postponed.

For the relief of Isaac Shannon ;

Read third time and passed.

Yeas and noes were called. Ayes 42, noes 2.

For the relief of W. H. Hopkins, of Jackson county, Ala. ;

Read third time and indefinitely postponed.

To create a new county to be called the county of Baker;

Read the third time and passed.

Ayes and noes called on passage of bill—ayes 53, noes 2.

To make Mrs. Eliza M. Smoot, of Talladega county, a free dealer ;

Read third time and passed.

To make Mrs. Mary V. Smoot, of Talladega county, a free dealer ;

Read third time and passed.

To make Matilda J. Danford, of Barbour county, a free dealer ;

Read third time and passed.

For the relief of E. G. Talbert, of Marengo county ;

Read third time and passed.

For the relief of certain persons therein named ;

Read third time and passed.

To extend the time in which executors and administrators must make final settlements in certain cases ;

Read third time and passed.

To make Mrs. E. A. C. Morgan, of Barbour county, a free dealer ;

Read third time and passed.

To declare Elizabeth C. McKenzie, of Macon county, a free dealer ;

Read third time and passed.

For the relief of C. C. Allison, of Lauderdale county ;

Read third time and passed.

To declare Paul Inge and Silas Morphew, liners, citizens of Winston county ;

Read third time and passed.

To authorize justices of the peace to appoint overseers of roads, &c. ;

Read third time and indefinitely postponed.

To change the boundary between the counties of Butler and Conecuh ;

Read third time and passed.

Ayes and noes necessary—ayes 49, noes 2.

For the relief of Peter J. Beach, of Washington county ;
Read third time and passed.

To allow the county commissioners of Hale county twelve months time in which to complete the county jail for said county, and for other purposes ;

Read third time and passed.

To amend the law in reference to the sessions of the circuit court in Jackson and DeKalb counties ;

Read third time and passed.

A bill to amend section 841 of the Revised Code of Alabama ;

Read third time and passed.

To require security for costs in certain cases ;

Read third time and passed.

Mr. Carraway introduced the following resolution ;

Which was adopted :

Resolved, That the Governor be requested to submit to this House any information he may have in regard to the assassination of C. C. Page, a member of this House from Washington county ;

Mr. Stroback amended the resolution by inserting that a committee of three be appointed to inform the Governor of the action of the House ; amendment adopted.

The chair appointed on the committee, Messrs. Carraway, Stroback and Rose.

House took a recess till 7 p. m.

NIGHT SESSION.

House met at 7 p. m.

On motion of Mr. Emmons, Mr. Burton was called to the chair, and the House proceeded to consider engrossed House bills—

Allowing all married women to become free dealers ;

Read third time and passed.

Engrossed House bill to amend an act to incorporate the Cahaba Coal company ;

Read third time and passed.

A bill to be entitled an act to authorize the court of county commissionerers of Lee, Tallapoosa, Coosa, Talladega, Lawrence and Franklin counties to subscribe to the capital stock of the Savannah and Memphis Railroad Company, and for other purposes therein named ;

Read third time and passed.

To repeal an act to regulate overseers and supervisors of public roads in Henry county;

Read third time and passed.

A bill to amend section 4101 of the Revised Code;

Read third time and passed.

A bill to provide for the execution of the laws of this State;

Read third time and passed.

A bill to make illegitimate children heirs of their putative fathers;

Postponed until to-morrow morning.

A bill to empower the Governor to remove from office certain persons;

Read first and second times and laid over.

Mr. Hardy, a bill—

To authorize the Governor to appoint and pay commissioners of immigration to proceed to Europe;

Read first and second times and indefinitely postponed.

Mr. Carraway, a bill—

To create the office of recorder of deeds and mortgages in Mobile county;

Read first and second times, and referred to the judiciary committee.

Mr. Hardy—

A joint resolution appropriating money to pay E. H. May for services as sheriff of Russell county;

Read first and second times and referred to the finance committee.

Mr. Moore, a bill—

To declare vacant the seats of the members of the board of education for 2d congressional district, and to empower the Governor to order an election for said purpose;

Read first and second times and referred to delegation of Senate and House for 2d congressional district.

Mr. Tucker, a joint resolution—

Which was referred to a joint committee composed of Messrs. Pennington, Stroback and Gregory.

House adjourned until 10 a. m. to-morrow.

FIFTY-SECOND DAY.

HOUSE OF REPRESENTATIVES, }
Saturday, Dec. 30, 1868. }

House met pursuant to adjournment.

Prayer by the chaplain.

Journal of yesterday was read and approved.

Mr. Jennings, a bill—

To amend the corporation laws of Alabama;

Read first, second and third times and passed.

Mr. Hardy, a bill—

To regulate the fees of justices of the peace and constables in Dallas county :

Read first, second and third times and passed.

Mr. Hardy, a bill—

To define the boundry line between the counties of Autauga and Dallas ;

Read first, second and third times and passed.

Mr. Hubbard, from special committee to whom was referred a bill—

For the relief of Mrs. C. A. Waterman ;

Reported a substitute, which was adopted.

Read three times and passed.

Message from the Senate.

Concurring in the amendment of the House to the Senate bill—

In relation to the three (3) per cent. fund ;

And has passed a bill to appoint counsel in certain cases ;

A bill for the relief of administrators, executors, guardians, trustees, attorneys, agents, and for other purposes ;

A bill for the relief of Arraney Page of Washington county ;

A bill to make Sarah A. E. Gravelee, of Walker county, a free dealer ;

A bill for the relief of Samuel J. McCartney, probate judge of Washington county ;

A bill for the protection of holders of insurance policies in this State ;

A bill to amend an act to incorporate the Mountain Railroad Contracting Company ;

A bill to amend an act to incorporate the North and South Alabama Railroad Company ;

A bill to make Mrs. Mary E. Wilson of Dallas county, a free dealer ;

And has originated and passed a bill—

For the relief of A. B. Faver and others ;

A bill to incorporate the town of Dublin, in Montgomery county ;

A bill supplementay to an act to fix the time for the annual

meeting of the General Assembly of Alabama, approved July 24, 1868 ;

A bill to make Susannah M. McNair and others free dealers;
And has passed House bills—

To incorporate the town of Marion, in Perry county ;

A bill for the relief of A. C. McIntyre, of Montgomery county.

M. P. BLUE,
Secretary of Senate.

Message from the Governor.

EXECUTIVE DEPARTMENT,
STATE OF ALABAMA,
Montgomery, December 30, 1868. }

Mr. Speaker :

The Governor has approved and signed bills which originated in the House of Representatives as follows:

A bill for the relief of the officers of Covington county ;

A bill to form the new county of Geneva ;

A bill to attach the county of Geneva to the 5th judicial circuit and the fourth district of the southern division ;

A bill to repeal certain acts of incorporation ;

A bill to provide for holding a term of the chancery court in the 5th chancery district ;

A bill to authorize the Secretary of State to issue a patent to Wm. McDaniel of Morgan county, for certain lands therein described ;

A bill to repeal section 1 of a special act passed by the General Assembly in the year 1847 ;

A bill to prescribe the oath of office to certain officers ;

To define the boundary line between the counties of Dallas and Perry ;

For the relief of James P. Wood of Barbour county.

Very respectfully,

Your obedient servant,

D. L. DALTON,
Private Secretary.

A bill to authorize the several counties, cities and towns of the State of Alabama to subscribe to the capital stock of such railroads throughout the State as they may consider most conducive to their respective interests ;

Read third time and passed.

A bill for the protection of plantations and lands against the depredations of stock, in Lowndes county ;

Read first and second times, and referred to delegations of Lowndes, Butler, Crenshaw and Montgomery counties.

Mr. Gregory asked permission to call up the bill to make illegitimate children heirs of their putative fathers, &c.;

Permission refused by a vote of 14 to 15.

Mr. Gregory appealed from the decision of the Chair, in announcing the vote ;

The decision of the Chair was sustained.

A bill relating to the place of meeting of the stockholders of the Alabama & Chattanooga Railroad Company ;

Read first and second times, and amended.

The bill, as amended, was read the third time and passed.

A bill to locate the seat of justice of Morgan county, approved December 30, 1868 ;

Read first, second and third times and passed.

A bill to amend an act to incorporate the Sepulgah River Manufacturing Company of Conecuh county ;

Read first and second times and amended ; read third time and passed, as amended.

A bill for the relief of John W. Shepherd, supreme court reporter ;

Read first, second and third times and passed.

The yeas and nays being called on the passage of the bill, resulted yeas 37, nays 6.

Memorial and joint resolution of the General Assembly to the Congress of the United States, relative to a grant of land for railroad purposes ;

Read and adopted.

Mr. Gregory, from the committee appointed to inquire if any frauds have been practised or attempted to be practised on the auditor of public accounts ;

Read and postponed until 7 o'clock to-night.

House adjourned until 7 P. M.

NIGHT SESSION.

HOUSE OF REPRESENTATIVES, }
December 30, 1868. }

House met pursuant to adjournment.

The House proceeded to take up the special order of the night, it being the report of the auditor.

Mr. Hardy introduced a resolution in relation to the pay of the members ;

Which was read and adopted.

Mr. Stroback, a substitute ;

Which was laid upon the table.

Mr. Mastin offered an amendment to Mr. Hardy's resolution ;

Tabled.

Mr. Hurt, an amendment ; which was adopted.

Mr. Hart called up the Senate bill to provide for the change of and permanent location of the court-house in the county of Lowndes ;

Read first, second and third times and passed.

On motion of Mr. Hardy, the House concurred in amendments to House bill—

To amend and revise the charter of the Marion and Greensboro Railroad Company.

The House took up the Senate bill—

To amend an act to establish a new charter for the city of Selma ;

Amended and passed.

A bill to amend an act incorporating the Alabama Mining & Manufacturing Company ;

Read first, second and third times and passed.

The Senate bill to allow judges of circuit and city courts to hold one special term for the purpose of declaring void certain judgments, and to grant new trials, &c. ;

Read first, second and third times and passed.

Bill to authorize religious societies to provide security by deed of trust ;

Read first, second and third times and passed.

A bill to amend the charter of the City Savings Association of Mobile ;

Read third time and passed.

Yeas 36, nays 18.

Mr. Armstrong, from special committee on bill for protection of plantations and lands against the depredations of stock, &c. ;

Made the special order for 11 o'clock to-morrow.

The House adjourned until to-morrow morning at 10 o'clock.

FIFTY-THIRD DAY.

HOUSE OF REPRESENTATIVES, }
December 31, 1868. }

House met pursuant to adjournment.

Prayer by the chaplain.

Journal of Saturday was read and approved.

Mr. Gregory, from the special committee, to whom was referred the business of examining into the cause of frequent accidents on the Mobile & Montgomery railroad, made a unanimous report ;

Which was concurred in.

A bill supplementary to an act to establish revenue laws for the State of Alabama ;

Read first, second and third times and passed.

Bill to relieve the returning officers of the late election ;

Read third time and passed.

Bill to amend the new charter of the city of Demopolis ;

Read third time and passed.

Senate bill to vest the absolute title of certain lands therein named in the widow and children of Isaac J. Ward, of Cherokee ;

Read first and second times and postponed until next session of the General Assembly.

The special order of the day—

The bill for the protection of plantations and lands from the depredations of stock, &c., was taken up ;

Read and passed—ayes 20, nays 17.

Senate bill to legalize an election held in the county of Russell, on the 4th, 5th, 6th, 7th and 8th days of February ;

Referred to Russell county delegation.

Mr. Hardy, a joint resolution for the relief of the superintendent of registration ;

Read first, second and third times and passed.

Message from the Governor approving sundry bills.

Mr. Gregory, from Mobile delegation, on the bill to amend the charter of the city savings association of Mobile ;

Reported favorably ; report concurred in.

Mr. Burton, from finance committee, to whom was referred the bill to establish revenue laws for the State of Alabama, reported original bill ;

Which was concurred in ;

Read first, second and third times and passed.

Mr. Candee, from special committee in relation to a bill to repeal the charter of the Mobile Trade Company ;

Report not concurred in ;

Read third time and passed.

Senate bill to repeal an act to appoint an additional surveyor for the county of Jackson ;

Read third time and passed.

Mr. Hurt—I do protest against the passage of the bill to be entitled an act to repeal an act to appoint an additional surveyor for the county of Jackson, on the grounds of there being a want of a quorum in the House and voting on the bill.

W. H. HURT.

Message from the Senate.

SENATE CHAMBER,
Dec. 31, 1868. }

Mr. Speaker :

The Senate has concurred in House amendment to Senate bill to amend an act to incorporate the Sepulgah River Manufacturing Company of Conecuh county ;

And has passed bill to provide for the payment of the interest due on the school fund.

A bill supplementary to an act to locate the seat of justice of Morgan county, approved December 30th, 1868 ;

A bill to establish the Mobile Charitable Association for the benefit of the school fund of Mobile county, without distinction of race or color ;

A bill to allow the tax collector of Marion county to hold the office of sheriff of said county ;

A bill to allow W. P. Cain to establish a ferry across the Tallapoosa river ;

A bill to extend the provisions of an ordinance, passed December 30th, 1867 ;

A bill to confer authority on E. Hilate to sell certain lands ;

A bill to amend an act approving the consolidation of the Jacksonville and Dalton Railroad Company with other companies therein named, &c. ;

A bill to authorize the commissioners court of Walker county to issue bonds for the purpose of liquidating the indebtedness of the county ;

A bill for the relief of Turner Wood, of Jackson county.

Mr. Burton called up bill to authorize Attaway R. Davis

to appear in probate court and make settlement of all estates,
&c.;

Read third time and passed.

Very respectfully,

M. P. BLUE,

Secretary of Senate.

Message from the Governor, approving sundry bills.

A bill to make Eliza Jane Edwards, wife of Thos. Edwards,
of Talladega county, a free dealer ;

Senate amendment concurred in.

A bill to make Mrs. Rachael Marks, wife of Jacob Marks,
of Montgomery county, a free dealer ;

Read, and Senate amendment concurred in.

Message from the Governor, approving sundry bills,

A bill for the relief of L. C. Coulson, of Jackson county,
and his securities;

Read third time and passed.

A bill to incorporate the East Alabama Mutual Life Insurance Company ;

Read third time and passed.

A bill for the relief of Turner Wood, of Jackson county ;

Read first, second and third times and passed.

For the relief of A. B. Faver, and others ;

Read first, second and third times and passed.

Mr. Corprew, from the committee on local legislation, to
whom was referred the bill to change the county seat of Russell county ;

Reported favorably ; report concurred in.

Mr. Moore, from the select committee, to whom was referred the bill to declare vacant the seats of members of the board of education for the 2d congressional district ;

Reported favorably ; concurred in.

House adjourned until 7 o'clock p. m.

NIGHT SESSION.

House met at 7 o'clock, p. m.

Mr. Smith, a resolution ;

Which was laid on the table.

House took up Senate joint resolution providing for copying journal of the House, and reading proof of same ;

Which was read first, second and third times and passed, by a two-thirds vote.

House took up Senate joint resolution to appoint a joint committee to wait on the Governor to inform him of the passage of joint resolution to adjourn.

Committee on part of the House, Messrs. Dereen and Ronayne.

House took up bill, amended by the Senate, to provide payment for the interest due on the school fund, and concurred in Senate amendments.

Mr. Dereen, from the joint committee to wait on the Governor, reported that the Governor had no further communication to make to the General Assembly.

Senate bill to enable judges of the circuit court to dispose of all business within the jurisdiction of such county courts; amended and passed.

The House took up the papers of the Chambers county election.

Mr. Quinn moved to postpone the same until the next session of the Legislature.

Message from the Senate.

SENATE CHAMBER, }
December 31, 1868. }

Mr. Speaker :

The Senate has passed House bills, as follows :

To make Matilda J. Danford, of Barbour county, a free dealer ;

To make Mary O. Smoot a free dealer ;

To make Francis Ann Crabb, of Tallapoosa county, a free dealer ;

To declare Elizabeth C. McKenzie, of Macon county, a free dealer ;

To make Mrs. Rebecca Franklin, wife of Louis Franklin, of Montgomery county, a free dealer ;

For the relief of C. B. Lott, tax collector of Mobile county ;

For the relief of Martha A. Duke, of Washington county ;

To make Elizabeth Lataste a free dealer ;

To make valid the acts, contracts and suits entered into after the passage of this act, by W. J. May, of Pike county ;

To secure to the State of Alabama the benefit of an act of Congress, donating public lands to the several States and Territories which may provide colleges for the benefit of agriculture and mechanic arts ;

And has originated and passed joint memorial to the Congress of the United States ;

Joint resolution requesting joint committee to wait on the Governor ;

Bill allowing married women to become free dealers ;

Bill to repeal sections 2680 and 4231 of the Revised Code ;

To amend an act to incorporate the Southern University at Greensboro, in the county of Greene, and other purposes, passed January 25, 1856 ;

To authorize and require the court of county commissioners of Limestone county to levy a tax and issue bonds for certain purposes ;

To authorize the summoning of a jury before the county court of Coffee county in certain cases ;

To regulate lotteries ;

House joint resolution in relation to defraying the expenses of registration ;

And amended, as herein shown, and passed bill to provide for the further survey of the Coosa river, and the lands adjacent thereto.

Very respectfully

Your obedient serv't,

M. P. BLUE,

Secretary of Senate.

Messages from the Senate.

SENATE CHAMBER, }
December 31, 1868. }

Mr. Speaker :

The Senate has passed House bills, as follows :

To amend section 962 of the Revised Code, and for other purposes, with amendments as herein shown ;

And concurred in House amendments to Senate bill—

To amend an act entitled an act to incorporate the Sepulga river Manufacturing company, of Conecuh county.

Very respectfully,

M. P. BLUE,

Secretary of Senate.

SENATE CHAMBER, }
December 31, 1868. }

Mr. Speaker :

The Senate has concurred in House amendments to Senate bill—

To amend an act entitled an act to establish a new charter for the city of Selma, approved December 4th, 1868.

Respectfully,

M. P. BLUE, Sec'y of Senate.

Message from the Senate.

SENATE CHAMBER, }
December 31, 1868. }

Mr. Speaker :

The Senate has concurred in House amendment to Senate bill—

Relating to the place of meeting of the stockholders of the Alabama and Chattanooga railroad company ;

And passed House bill—

To allow certain officers to collect their fees.

Respectfully,

M. P. BLUE,
Secretary of Senate.

Message from the Senate.

SENATE CHAMBER, }
December 31, 1868. }

Mr. Speaker :

The Senate has concurred in House amendment to Senate amendment to House bill, as herein shown ;

And passed House bill—

To be entitled an act supplementary to an act to amend the corporation laws of Alabama ;

And has amended and passed House bill—

To be entitled an act to confirm and make valid the official acts of the judge of probate of Butler county, and for other purposes ;

And has amended as herein shown, and passed House bill—

To be entitled an act supplementary to an act to establish revenue laws for the State of Alabama, passed by the House, December 22d, 1868, and by the Senate December 26th, 1860.

Respectfully,

M. P. BLUE, Secretary.

House took up and concurred in Senate amendment to House bill—

To be entitled an act to amend section 962 of the Revised Code ;

House took up House bill amended by the Senate and concurred in the amendments—

To provide for the further survey of the Coosa river ;

House took up Senate joint memorial and resolution to the congress of the United States ;

Which was read and adopted.

House took up Senate bill, supplementary to the bill known as the revenue bill, and concurred in Senate amendments.

Mr. Emmons, from the committee on enrolled bills, made the following report ;

Which was read and received :

To the Honorable House of Representatives:

Your committee on enrolled bills beg leave to report that they have examined the following bills, and find them properly enrolled :

Joint resolution in relation to appointing a joint committee.

An act supplementary to an act to change the county seat of Russell county.

For the relief of John A. Greathouse, of Macon county.

To provide for the pay of officers and members of the present General Assembly.

To authorize the Governor to fill vacancies in certain county offices.

To fix the time of holding the city court of Montgomery.

To amend section 3016 of the Revised Code of Alabama.

To authorize the county commissioners of Bullock county to issue and sell bonds.

To regulate the punishment of female convicts.

To repeal section 11 of ordinance 36 of the constitutional convention.

For the relief of the administrators of Geo. Simpson, deceased.

To establish a medical board in the county of Lee.

For the relief of John V. Trammell and his securities.

To remove the county seat of Marengo county.

To establish a new charter for the city of Selma.

To repeal the second section of an ordinance, No. 5, of 1865.

Supplemental to an act to incorporate the town of Troy.

To amend section 3489 of the Revised Code.

Relating to the circuit court of Crenshaw county.

To secure complete records in the courts in this State.

Authorizing a special tax in Conecuh county.

For the relief of Julia B. Goetzel, of Mobile county.

To transfer the legal books of the county formerly known as Jones, to Sanford county.

To amend the second section of an act to provide pay for jurors in commissioners' courts.

To repeal an act to prohibit the sale of spirituous liquors within five miles of Cahaba coal mines.

To prevent trespass by camp hunters in Coosa county.

To change the boundary line between the counties of Coosa and Elmore.

To form a new county to be called Escambia county.

To authorize A. L. Holmes to establish a ferry across the Perdido river.

To allow appeals to the supreme court in certain cases.

To regulate the terms of the fourth and fifth judicial circuits.

To regulate the time for holding courts for Escambia county.

To prevent the destruction of certain game in Autauga and Greene counties.

To authorize the commissioners courts of St. Clair, Calhoun, Bibb, Franklin, Blount and Covington counties, to levy an additional tax for the year 1869.

To authorize the courts of county commissioners of Coffee, Marengo, Jackson, Fayette, Tuskaloosa, Madison and Choctaw, to levy a special tax.

To change the boundary line between the counties of Etowah and St. Clair.

To authorize the appointment of guardians for absent *non compotes mentis*.

To reorganize the municipal government of the city of Mobile.

To amend the law in relation to the city of Tuscumbia, &c.

To permit R. J. Wood to administer upon the estate of his father.

To prevent damage to land owners in Washington county by overflow.

To authorize a special tax in Clay county.

To amend an act to incorporate the New Orleans and Selma Railroad Company.

To provide fuel for the jail of Madison county.

To change the boundaries between Crenshaw and Covington counties.

To make Hardenia Robinson, wife of E. P. Robinson of Autauga county, a free-dealer.

To authorize the judge of probate of Greene county to render judgments in certain cases.

To confer additional powers upon the commissioners of Mobile county.

Requiring clerks of the circuit courts, registers in chancery and judges of probate to endorse the names of attorneys on executions.

To repeal an act to restrict taxation in the town of Greenville.

To repeal an act to regulate the fees of jurors and witnesses of Franklin county.

To provide for the support of hospital patients at Talladega.

To authorize Alfred Daviney, tax collector of Franklin county, to receive the assessment of taxes for the year 1868 from Samuel W. Stinson, late tax collector of the so-called county of Colbert, or that portion of Franklin called Colbert.

To form a new county called Geneva.

For the relief of Wm. Stringer of Morgan county.

Supplementary to an act to provide for the pay of the members and officers of the present General Assembly, approved November 28, 1868.

To allow the judge of the city court of Mobile to practice law in certain cases.

To repeal certain acts of incorporation.

To authorize the Secretary of State to issue a patent to William McDaniel of Morgan county, for certain lands therein described.

To repeal section one of a special act passed by the General Assembly in the year 1847.

To define the county line between Dallas and Perry counties.

To provide for holding a term of the chancery court in the 5th chancery district.

To attach the county of Geneva to the 8th judicial circuit, and 4th district southern division.

To amend section 3996 of the Revised Code.

To prescribe the oath of office to certain officers.

Memorial and joint resolution of the General Assembly of Alabama to the Congress of the United States.

For the relief of officers of Covington county.

To make Elizabeth Jones a free-dealer.

To make Georgia Ann Robinson a free dealer.

To legalize the marriage between Richard Cruch and Georgia Ann Cleghorn.

To make Lucy Freeman, of Coosa county, a free-dealer.

To make Catherine Hoover, of Jefferson county, a free-dealer.

Joint resolution for the relief of E. F. Jennings, W. R. Chisholm, G. W. Malone, G. T. McAfee, J. DeF. Richards, and H. G. Thomas.

To fix the time for holding an election for members of the 41st Congress.

To authorize the commissioners' court of Dallas county to issue bonds.

To make Mary A. Reed, wife of Thomas Reed, of Montgomery county, a free-dealer.

To repeal section 4063 of the Revised Code.

To divide the county of Sanford into commissioners' districts.

To remove the administration of the estate of J. McClure, deceased, from the county of Dallas to the county of Mobile.

To restrain the tax collector of Limestone county from collecting the tax authorized to be assessed by an act to authorize the court of county commissioners of Limestone county to subscribe to the capital stock of the Tennessee and Alabama Central Railroad Company.

To amend section 4063 of the Revised Code of Alabama.

To amend section 4 of an act approved February 23, 1860, to carry into effect an act of Congress authorizing selection of lands in lieu of sixteenth sections, within the twelve miles square reservation in the State of Alabama.

Joint resolution.

An act for the protection of the State of Alabama for certain school lands that have or may hereafter be sold.

For the relief of tax-payers of Covington county.

For the relief of James P. Wood of Barbour county.

To amend an act entitled an act to amend an act to incorporate the South and North Alabama railroad company.

To amend an act entitled an act to incorporate the Mountain railroad contracting company.

To establish revenue laws for the State of Alabama,

To appoint counsel in certain cases.

For the relief of administrators, guardians, trustees, attorneys, agents and other persons.

To make Sarah A. E. Gravlee, of Walker county, a free dealer.

For the relief of Samuel McCartney, probate judge of Washington county.

For the relief of Arraney Page of Washington county.

For the protection of holders of insurance policies in this State.

To fix the time for the annual meeting of the General Assembly of Alabama.

Supplementary to an act to change the seat of justice of Morgan county, approved December 30, 1863.

To establish the Mobile Charitable Association for the benefit of the school fund of Mobile county.

To provide for the payment of the interest due on the school fund.

To allow the tax collector of Marion county to hold the office of sheriff.

To extend the provisions of an ordinance, passed 30th November, 1861. No. 23.

To confer on Elizabeth Wilder, administratrix of the estate of Robert Wilder, power to sell certain lands.

For the relief of George S. Lanier of Butler county.

Joint resolution.

For the relief of Charles B. Loper of Montgomery county.

To amend an act entitled an act approving the consolidation of the Jacksonville and Dalton Railroad Company therein named, and authorize the consolidated companies to adopt a name and charter, and act under the same.

To enable certain officers to collect their fees.

To amend and revise the several acts incorporating the Cahaba, Marion and Greensboro Railroad Company, &c.

For the relief of E. G. Talbert of Marengo county.

To relieve Thomas Hardy, guardian of certain minors, from the provisions of section 2421 of the Code.

To amend the charter of the Wetumpka Insurance Company.

To amend the law in reference to the sessions of the circuit court in Jackson and DeKalb counties.

To allow Wash G. Cain to establish a ferry across the Tallapoosa river.

To authorize the commissioners of Walker county to issue bonds for the purpose of liquidating the indebtedness of the county.

To make valid the acts, contracts and suits entered into after the passage of this act, by W. J. May of Pike county.

To secure to the State of Alabama the benefit of an act of Congress donating public lands to the several States and Territories, which may provide colleges for the benefit of agricultural and mechanical arts.

To make Matilda J. Danford a free dealer.

To make Mary V. Smoot a free dealer.

To make Francis Ann Crab of Tallapoosa county a free dealer.

To make Mrs. Rebecca Franklin of Montgomery county a free dealer.

To authorize and require the court of county commissioners of Limestone county to levy a tax and issue bonds for certain purposes.

To declare Elizabeth C. McKenzie, of the county of Macon, a free dealer.

For the relief of Elisha B. Lott, tax collector of Mobile county.

For the relief of Martha Ann Duke of Washington county.

To make Elizabeth L. Lataste a free dealer.

Allowing married women to become free dealers.

To provide for the payment of the interest due on the school fund.

To repeal section 2680 and 4231 of the Revised Code.

To amend an act entitled an act to incorporate the Southern University of Greensboro, in the county of Greene.

To authorize the summoning of a jury before the county court of Coffee county in certain cases.

Joint resolution in relation to defraying the expenses of registration.

To incorporate the town of Marion in the county of Perry.

To amend section 962 of the Revised Code, and for other purposes.

A committee from the Senate approved and informed the House that the Senate had agreed to adjourn at 10:30 this evening.

On motion of Mr. Hart, a committee on the part of the House was appointed by the chair, consisting of Messrs. Deeren, Hardy and Hart, to inform the Senate of its concurrence.

Mr. Hardy, a resolution—

Which was read and adopted :

Resolved by the House of Representatives, That the thanks of this House be and the same are hereby extended to our Honorable Speaker, Geo. F. Harrington, and also to the officers of this House, for the efficient manner in which they have performed their duties during the present session.

Mr. Emmons moved that the Governor be allowed to sign the engrossed bills, as it was impossible for the enrolling com-

mittee to get all the bills enrolled before adjournment. Carried.

The House then adjourned *sine die*.

GEO. F. HARRINGTON,
Speaker of the House of Representatives.

Official.

W. B. CLOUD,
Clerk.

BILLS, JOINT RESOLUTIONS, &c.,

Introduced in the House of Representatives at the July Session, 1868.

By Mr. ARMSTRONG—

July 27. To amend the charter of Pintlala bridge. Passed, August 3.

By Mr. ALLEY—

July 17. To allow compensation to the commissioners of roads and revenue for Baldwin county. Passed, July 20.

August 7. To incorporate the town of Tuskegee, in Macon county. Passed, August 11.

August 7. For the relief of Dr. John G. Griggs, of Macon county. Tabled.

By Mr. ALSTON—

July 29. To provide for the collection of wages due laborers and mechanics. Report adverse, and concurred in Aug. 6.

August 4. Authorizing the county commissioners of Macon county to purchase grounds and erect a poor house.

August 4. Joint resolution declaring the sentiments of the loyal people of Alabama on certain subjects, &c. Approved, August 6.

By Mr. BAKER—

July 20. To regulate the duties of county solicitors. Report adverse, and concurred in August 11.

By Mr. BELL—

July 28. For the erection of a poor house in Bullock county. Tabled.

By Mr. BRONSON—

July 20. To appoint three commissioners to conform the

Code of Alabama to the present constitution. Report adverse, and concurred in, August 3.

By Mr. CANDEE—

July 27. To provide compensation for commissioners, &c.

July 29. To facilitate the collection of court costs and officers' fees.

July 31. For the preservation of peace at elections and public gatherings. Report adverse and concurred in, Aug. 3.

By Mr. CARRAWAY—

July 16. To inflict penalties upon common carriers and their agents, for violation of law in making unjust and illegal distinctions, based on color, race or previous condition.

July 16. To remove all disabilities from holding office, and sitting on juries, on account of race or color. Report adverse, and concurred in, July 29.

July 24. To incorporate district grand tabernacle, No. 5, &c. Report adverse, and concurred in.

July 25. To incorporate Olive Branch Lodge of Mobile. Report adverse, and concurred in.

By Mr. CHISHOLM—

July 16. To repeal an act allowing 50 per cent. additional compensation to executors and administrators in the county of Lauderdale.

July 17. To authorize the admission of parol testimony in certain cases. Passed, August 11.

July 20. To regulate the terms of the 4th and 5th judicial circuits. Passed, August 3.

July 23. To relieve John D. Nantz, administrator of the estate of Sterling A. Nantz, of Lauderdale county.

July 24. To charter a ferry across the Tennessee river. Passed, July 31.

July 27. For the relief of Mattie A. Blanchard. Passed, August 3.

August 1. For the relief of Geo. W. Anderson, of Clay county. Passed, August 8.

August 6. To authorize the State Auditor to furnish each county with necessary books and assessment lists. Amended and passed.

August 7. For the relief of certain persons from judgments and penalties rendered against them for a violation of the revenue laws of the State. Report adverse, and concurred in, August 11.

By Mr. COX—

July 22. To authorize the city council of Montgomery to establish a work house. Passed, August 3.

July 29. To re-establish the city court of Montgomery.

July 29. To organize and establish the municipal government of the city of Montgomery. Passed, August 3.

July 29. To amend the Ordinance of the late Constitutional Convention, staying debts so far as the courts of Montgomery are concerned. Amended and passed, July 31.

August 4. To repeal section 3889 of the Revised Code. Tabled.

By Mr. CROSSLAND—

July 20. For the relief of certain persons herein named. Passed, August 3.

July 31. To continue in force an act incorporating a company to build a bridge across the Black Warrior river.

By Mr. DEREEN—

July 16. To protect electors. Report adverse, and concurred in, August 6.

July 22. For the relief of John W. Campbell, of Marengo county. Passed.

July 28. To regulate the punishment of female convicts. Passed, August 3.

By Mr. DIGGS—

August 4. To secure laborers in their wages. Report adverse and concurred in August 11.

By Mr. DRAWN—

August 12. To amend section 3714 of the Revised Code. Passed.

By Mr. EMMONS—

August 4. For the relief of Susan Ann Tooley. Passed, August 5.

By Mr. CANDEE—

July 16. To change the time of holding the circuit court of Cleburne county.

July 24. To employ servants for the capitol and State offices, &c. Passed August 3d.

July 25. Requiring circuit judges to make certain entries,

provided defendants pay the costs of the *nol prosequi*. Report adverse, and concurred in July 31st.

August 6. To construe sections 2417 and 2421 of the Revised Code. Passed, August 11.

August 3. To repeal a part of section 3936 of the Revised Code. Report adverse, and concurred in August 11.

August 11. Joint resolution in reference to printing the laws and journals of this session. Adopted.

By Mr. GREENE—

July 17. To repeal a certain section of an act therein named. Report adverse, and concurred in August 6.

By Mr. GREGORY—

July 22. For the relief of Silas Thompson, of Mobile.

July 23. To amend the charter of Mobile.

July 24. To give judges of probate jurisdiction of labor contracts. Passed, August 5.

July 25. To prohibit persons defacing public buildings. Tabled.

August 7. To relieve Julia A. Goetzel, of Mobile, from the pains of bigamy. Passed, August 11.

By Mr. HALEY—

July 16. To make Martha Jane Hill a free dealer.

July 22. To prevent the killing of game at certain seasons of the year in Marion county.

August 4. To make Martha Jane Hall a free dealer. Passed.

By Mr. HARDY—

July 14. A petition from C. P. Simmons. Referred.

July 14. A petition from John C. Jolly. Referred.

July 16. Joint resolution restraining the State treasurer from further disbursing the school fund. Passed.

July 16. For the relief of the members of the late constitutional convention of this State.

July 18. Petition of John Ard, of Dale county.

July 18. To authorize judges, chancellors, justices of the peace and notaries public to administer oaths. Report adverse, and concurred in August 3.

July 18. To prevent disturbances on election days. Report adverse, and concurred in August 3.

July 18. To allow an additional term of holding the chan-

cery court in the 9th district. Report adverse, and concurred in August 6.

July 20. To authorize the Governor to commission certain officers of Lowndes county.

July 23. To remove the administration of John McClure, of Dallas county. Passed August 3.

July 23. To stay the collection of debts and for the relief of certain civil officers.

July 23. To relieve R. E. Harris and Emily A. Abernathy. Passed, August 3.

July 23. To incorporate the Gold Life Insurance Company of Alabama. Tabled.

July 24. To increase the jurisdiction of justices of the peace in Marion county. Passed, August 1.

July 23. To allow A. L. Holman to keep a ferry. Passed, August 6.

July 25. To relieve certain citizens of Dallas, Perry and Marengo counties. Passed, August 3.

July 27. To provide for notaries public. Passed, August 3

July 27. To empower the Governor to commission tax collectors and assessors. Passed, August 6.

July 27. Authorizing the issuance of certificates.

July 29. For the relief of J. E. and Mary Caldwell, of Dallas county. Passed, August 6.

August 4. To authorize the probate judge of Russell county to remove records.

August 4. To repeal a certain ordinance. Passed, August 11.

August 4. To amend section 3578 of the Revised Code. Passed, Aug. 11.

August 4. For the relief of Sarah A. Silsby of Dallas county. Withdrawn, August 6.

August 4. To amend section 1755 of the Revised Code. Passed.

August 4. To make appropriations for the fiscal year ending Sept. 30, 1869. Passed, August 11.

August 4. To authorize the city of Selma to establish a work-house.

August 4. For the relief of parties litigant in the supreme court.

August 7. To secure mechanics' liens for labor. Passed, August 11.

August 11. To authorize the city of Selma to establish a work-house. Passed.

August 12. To authorize the commissioners' court of Bullock county to issue and dispose of a certain amount of bonds. Passed.

By Mr. HARRINGTON—

July 16. For the relief of John S. Clark of Mobile.

July 16. For the establishment of laws for the State of Alabama. Report adverse, and concurred in, July 29.

July 18. Repealing a certain revenue law.

July 18. Declaring Susan Ann May a free-dealer. Passed, July 24.

July 22. To fix the time of the annual meetings of the General Assembly of the State. Passed.

July 22. For the relief of the poor. Report adverse, and concurred in, July 31.

July 24. Joint resolution for a joint committee to compare the printed copy of the constitution with the original manuscript.

July 25. To exempt certain property from sale and administration. Report adverse, and concurred in, August 6.

July 27. Petition for the establishment of Baine county.

July 28. Joint resolution fixing the pay of members and officers of the General Assembly. Adopted.

July 29. For the relief of the executor of the estate of Caroline Alston. Passed, August 6.

August 1. In relation to the wharfage in Mobile. Postponed till November.

August 4. Joint resolution appointing certain members to examine the Code, &c. Adopted.

August 4. To open to navigation the rivers and their tributaries in Alabama. Substitute adopted, Aug. 6.

August 5. For the protection and advancement of the various interests to be secured to the State of Alabama through the workings of the bureau of industrial resources.

August 6. To amend an act incorporating the Mobile Insurance company. Passed, August 8.

August 6. To amend an act to incorporate the Stonewall Insurance company, approved February 10, 1866. Passed, August 8.

August 6. To amend an act to incorporate the Planters' & Merchants' Insurance Company of Mobile. Passed, August 8.

August 7. Joint resolution and memorial to Congress, for aid in working certain public improvements. Adopted.

August 8. To amend and revise sections 3843, 3844 and 3853 of the Revised Code. Passed.

August 8. To establish a mutual aid association, to raise money for the benefit of the common school fund. Indefinitely postponed.

August 11. Supplementary to a bill to provide for a temporary loan. Passed.

By Mr. HARRIS—

July 24. To relieve babies. Tabled.

By Mr. HART—

July 24. To secure the collection of fees and costs.

July 24. To declare William Bodie, a liner, a citizen of Butler county. Passed, July 27.

July 27. To prevent trespass. Tabled.

July 29. To declare the offices of intendant, marshal and common councilmen vacant in the town of Greenville. Report adverse, and concurred in, August 5.

August 12. To establish a work-house in Bullock county. Passed.

By Mr. HOLMAN—

August 7. To change the county seat of Baldwin county. Passed.

By Mr. HUBBARD—

July 24. To make valid all judgments, orders, decrees, &c., in the courts of this State. Tabled.

August 5. To authorize an election for officers in Orion, Pike county. Passed, August 8.

August 6. To authorize David Lewis Whetstone to settle with his guardian. Passed.

August 11. To amend section 2536 of the Revised Code. Passed.

By Mr. HURT—

August 4. To provide for the registration of voters in this State. Substitute adopted and passed, August 12.

By Mr. INGE—

August 7. To compel the court of county commissioners of Sumter county to levy a special tax.

By Mr. JENNINGS—

July 17. To regulate the publication of legal notices. Passed, July 30.

July 27. To extend and define the duties of probate judges in certain will cases. Report adverse and concurred in, July 30.

July 29. To establish a medical board in Lawrence county. Passed, August 3.

August 1. For the relief of the administrators of the estate of George Simpson, deceased. Passed, August 5.

August 5. To allow mileage to certain clerks. Tabled.

By Mr. JONES, of Tuscaloosa—

August 1. To amend section 2877 of the Revised Code. Passed, August 8.

By Mr. KENDRICK—

August 4. For the relief of William Christian, administrator, &c. Passed, August 11.

By Mr. LEE—

July 29. To prevent private parties from interfering with the public books in Perry county. Report adverse and concurred in, July 31.

By Mr. LEWIS—

July 18. To empower city, town and village officers to preserve order. Report adverse, and concurred in.

July 20. To repeal the stock law in this State. Report adverse and concurred in, July 30.

July 24. For the relief of the poor of this State.

By Mr. LORE—

July 29. To authorize the judge of probate of Barbour county to appoint certain officers. Report adverse, and concurred in, August 3.

August 4. To remove disabilities of certain citizens of Eufaula.

August 4. To locate the court house of Barbour county. Report adverse, and concurred in, August 6.

By Mr. McCRAW.—

July 16. To make Elizabeth James a free dealer.

“ “ To make Georgia V. Robinson a free dealer.

July 27. Joint resolution petitioning Congress to remove all disabilities.

August 1. To relieve certain persons of Chambers county of disabilities. Passed.

August 1. Communication from James M. Morton, asking for the re-establishment of Jones county. Referred.

August 4. In relation to the chancery courts of Alabama. Substitute, and passed August 8.

August 6. To define presumptions of law in certain cases. Passed, August 8.

August 6. To repeal section 11 of an ordinance, adopted by the late constitutional convention. Passed, August 8.

August 6. To establish the Masonic Home in Chambers county. Passed, August 11.

August 7. To amend section 3160 of the Revised Code, so as to allow appeals to the Supreme Court in arbitrated cases. Passed, August 11.

August 7. Joint resolution to alter and amend the Constitution.

August 7. To permit C. A. C. Waller, a non-resident, to administer on his father's estate. Passed.

By Mr. MASTERSON—

July 20. To relieve certain practicing attorneys at law and for other purposes.

July 20. To amend section 1998 of the Revised Code of Alabama. Passed, August 3.

July 21. To revise, re-enact and put in force an act incorporating the town of Moulton, Lawrence county. Passed, August 11.

July 22. To protect fruits, vegetables and other crops from depredations.

July 23. To authorize the commissioners court of Lawrence county, to issue receipts in anticipation of the county taxes. Passed August 3.

July 24. To regulate sales of property under legal process in this State.

July 24. Joint resolution appointing a committee to prepare a uniform tax list. Adopted.

July 28. To prevent persons who are disqualified from exercising the right of franchise. Lost.

By Mr. MALONE.—

July 29. To prohibit the sale of spirituous liquors near the Academy and Church at Alfred Collins', in DeKalb county. Passed.

By Mr. MOORE—

July 31. To authorize Cordelia Castello to sell the lands of P. Castello at private sale. Passed, July 28.

July 22. Authorizing county superintendents and trustees to finish the business of 1868. Report adverse, and concurred in, August 8.

July 23. To fill vacancies in offices of Coffee county. Report adverse, and concurred in, August 3.

August 1. To abolish the office of county solicitor, and to define the duties of the solicitors of circuits.

August 6. To authorize the summoning of juries before the county court of Coffee county. Passed, August 11.

August 6. To extend the operations of an act abolishing fences in Montgomery county. Report adverse, and concurred in, August 8.

August 11. To establish a new county to be called Choctawhatchie.

August 12. To authorize the commissioners court of Coffee county to levy a special tax. Passed.

By Mr. MANCELL—

July 17. To change the name of Covington county. Passed, July 31.

July 27. For relief of probate judge of Jones county, formerly Covington county. Report adverse, and concurred in, July 31.

August 1. To change county boundaries.

August 11. For the relief of John McGraw, of Jones county. Passed.

By Mr. NEVILLE—

July 17. Joint resolution to appoint a joint committee to examine the offices of the auditor and treasurer. Adopted.

July 17. To declare Sophronia J. Riley a free-dealer. Passed, July 24.

July 17. To authorize a guardian *ad litem* in each county.

July 23. To regulate proceedings in attachment suits. Report adverse, and concurred in July 30.

July 24. To prevent fraudulent disposal of mortgaged property. Passed, August 3.

July 27. To exempt certain property from levy and sale. Tabled, August 1st.

July 29. To prevent the malicious mischief of frightening children. Report adverse, and concurred in, August 3.

August 1. To authorize the court of county commission-

ers for Monroe county to levy an additional tax. Passed, August 5.

By Mr. NEWSOM—

July 24. To authorize the court of county commissioners of Clay county to divide said county into sectional precincts. Passed, July 27.

July 25. For the relief of Martin B. Mullins. Report adverse, and concurred in.

July 27. For the relief of George W. Anderson. Report adverse, and concurred in, July 29.

By Mr. PAGE—

July 22. To locate permanently the seat of justice in Washington county. Report adverse, and concurred in, August 8.

July 27. To prevent damage to land owners from overflow. Passed, August 3.

July 29. To locate permanently the seat of justice in Washington county. Passed, July 31.

August 4. To enable the probate judge of Washington county, to remove certain books, papers, &c. Passed.

August 7. To procure a tax on cattle in Washington county, owned by non-residents. Passed.

By Mr. QUINN—

July 17. To authorize the incorporation of co-operative store associations, and for other purposes.

July 24. To amend an Ordinance of the late Constitutional Convention. Passed, August 1.

July 27. To prevent slanderous publications.

By Mr. REEVES—

July 27. To amend section 3016 of the Revised Code. Tabled, August 12.

By Mr. RICHARDS—

July 20. To facilitate the collection of taxes. Passed, August 8.

July 22. To legalize the assessment of taxes. Amended and passed, August 1.

July 24. Providing for the stay of executions. Tabled.

July 29. For the relief of clerks of the circuit and other courts of this State.

By Mr. RICHARDSON—

July 18. Allowing executors and administrators to compromise bad and doubtful debts due the estates of their decedents. Report adverse and concurred in.

July 20. To amend section 3539 of the Revised Code of Alabama.

July 23. To establish the county of Chillatchie.

July 27. To provide a system for corporations.

July 29. Whereby minors and others may become free dealers. Report adverse and concurred in, August 6.

August 12. To have printed 10,000 copies of the report of the commissioner of immigration, and for other purposes. Passed.

By Mr. SANFORD—

July 29. For the relief of the members the late Constitutional Convention. Passed, August 1.

By Mr. SHAW—

July 27. To regulate the time of holding of the courts in the 6th judicial circuit.

July 29. For the relief of public officers. Passed.

August 4. To ratify and confirm an election held for justices of the peace, &c., in Mobile county. Passed, August 11.

August 8. Joint resolution for the appointment of an additional member of the committee to examine the Revised Code. Adopted.

August 11. To amend section 962 of the Revised Code of Alabama. Passed.

By Mr. SPEED—

August 7. To provide for the payment of laborers of all classes. Passed, August 11.

By Mr. SIMMONS—

July 27. To establish the annual meeting of the Legislature. Report adverse, and concurred in, July 29.

July 27. In relation to the incorporation of Tuscumbia.

July 29. To establish the pay of officers and members of the General Assembly. Tabled.

July 29. To establish the salary of the Governor of Alabama. Tabled.

August 1. Ratifying and confirming certain elections held in Franklin county, on the 4th, 5th, 6th, 7 and 8th days of February, 1868. Passed, August 3.

By Mr. SPRINGFIELD—

July 20. Joint resolution for appointment of a joint committee to provide for registration. Adopted.

August 7. To provide for the pay of officers and members of the board of education, and for other purposes. Passed.

By Mr. SMITH of Morgan—

July 18. To provide for the appointment of notaries public. Passed, August 3.

July 22. To relieve mechanics, teachers and other persons. Report adverse, and concurred in, July 30.

August 8. To require tax collectors to settle with the treasurer. Passed.

By Mr. STEWART—

August 4. To amend an act entitled an act to amend section 160 of the Penal Code. Report adverse, and concurred in.

August 4. To amend an act to lay off and divide the State of Alabama into twelve judicial circuits, &c. Passed.

August 4. To inflict penalties upon common carriers and their agents for violating law in making unjust and illegal distinctions. Passed.

August 6. To authorize State and county treasurers to receive and disburse certain school moneys.

August 6. To amend an act to establish revenue laws for the State.

By Mr. STROBACK—

July 16. To continue the city court of Montgomery.

July 16. To regulate certain offices herein specified.

July 18. To provide for the appointment of notaries public. Passed, August 3.

July 25. To abolish act 258 of Legislature of 1866, and for other purposes. Tabled, Aug. 3.

July 27. For the pay of the members and officers of the General Assembly. Lost.

July 29. To prevent trespass. Lost.

August 4. To amend section 3617 of the Revised Code. Report adverse, and concurred in, August 11.

August 4. To confirm the right of the city council of Montgomery to collect certain rates of wharfage, &c. Passed, August 8.

August 7. To regulate the publication of legal notices. Passed, August 8.

August 12. To authorize the courts of county commissioners to levy a special tax for the purposes therein mentioned. Amended and passed.

By Mr. STUBBLEFIELD—

July 18. To legalize the marriage of Benjamin Boshell and Elizabeth Boshell of Walker county.

July 20. To define the laws of Alabama. Report adverse, and concurred in, July 31.

July 23. To amend the second section of the Code, providing for the pay of grand and petit jurors.

July 29. To change the boundaries of the sixth congressional district.

August 1. To pay printing expenses. Passed, August 6.

August 1. To pay the contingent expenses of the House. Passed, August 6.

By Mr. TAYLOR, of Chambers—

July 17. For the relief of Sarah A. Cochran. Passed, August 3.

July 21. For the relief of Josephine Fraser.

July 22. To authorize a new trial in a certain case therein named. Passed August 6.

July 22. Authorizing administrators to declare estates insolvent.

July 31. To declare executions and liens null and void.

By Mr. TAYLOR, of Winston—

July 16. Petition for the relief of the probate judge of Winston county. Referred—bill reported and passed July 31.

By Mr. THOMPSON—

August 1. To authorize the late solicitor of the second judicial circuit to turn over the books and papers to the succeeding solicitor. Passed, August 5.

August 7. To authorize the court of county commissioners of Montgomery county to levy a special tax to pay the indebtedness of the county.

By Mr. THWEATT—

July 17. To authorize Barnet Dubois to retail liquors in the town of Tallassee.

July 23. To authorize the appointment of certain officers herein named. Report adverse, and concurred in July 29.

July 29. For the relief John V. Trammell and the securities on his official bond. Passed, August 3.

July 29. For the relief of certain judgment defendants. Passed, August 3.

July 29. For the relief of the people of Alabama. Lost.

August 1. To repeal an act to establish the Cane Brake Agricultural District.

August 7. To establish a medical board in Lee county. Passed, August 8.

By Mr. TOMPKINS—

July 23. To authorize the commissioners court of Franklin county to levy an additional tax. Passed August 5.

July 27. To amend an ordinance of the convention in reference to a stay of debts, &c., in Franklin county. Report adverse, and concurred in July 31.

By Mr. TUCKER—

July 18. To make Mrs. Elizabeth Ann Reed a free dealer. Passed, August 5.

July 22. For the payment of the members and officers of the General Assembly. Passed.

July 22. For the relief of Sarah E. Blelock, of Lee county. Report adverse, and concurred in.

July 22. To incorporate the East Alabama Agricultural Society. Lost by concurrence in adverse report.

July 23. To alter and amend section 1417 of the Revised Code in reference to the taxes of the Montgomery and West Point Railroad. Report adverse, and concurred in July 29. Passed, August 8.

July 29. To confer on probate courts original control and jurisdiction of contracts for labor. Passed, August 5.

August 5. To define who are competent jurors. Report adverse, and concurred in August 11.

August 4. To change the county line between Chambers and Lee. Report adverse, and concurred in August 6.

August 4. To prevent amalgamation and miscegenation. Tabled.

By Mr. TURNER—

July 20. To authorize Charles M. Cabot and Thomas E. Smith to establish a ferry across the Tallapoosa river. Report adverse, and concurred in, July 31.

August 4. To authorize Wash. G. Cain to establish a ferry across the Tallapoosa river.

By Mr. VANZANDT—

July 16. To make Mary E. McClure of Coosa county, a free dealer.

July 16. For the relief of Louisa F. Thompson, of Coosa county. Passed, July 24.

July 16. Joint resolution to provide for the enfranchisement of all the citizens of Alabama. Tabled.

July 17. To regulate tax collecting by justices of the peace. Tabled.

July 17. To make the appointment of overseers and supervisors of public roads in the county of Coosa.

July 17. To lay off the county of Coosa into five commissioners districts. Passed; August 3.

July 17. To make an appropriation for the payment of the members and officers of the present General Assembly. Passed.

July 20. Providing for the electors of the State who have registered their names.

July 24. To allow defendants to set aside judgments for fines and to reduce costs in certain cases. Report adversely, and concurred in, July 30.

July 24. Joint resolution on adjournment. Lost.

“ “ To protect married women and minors.

August 4. Joint resolution in relation to the charter of the New Orleans, Mobile and Chattanooga Railroad Company. Adopted.

By Mr. WALKER—

July 17. To remove the disabilities of certain persons disqualified under the 2d clause of section 3d, article 7, of the Constitution of Alabama.

July 18. To provide compensation of sheriffs in allotment of dower. Report adverse, and concurred in.

July 22. Joint resolution for a joint committee on the Constitution and Revised Code.

July 23. To extend the jurisdiction of the justices of the peace in Hale county. Passed, August 1.

July 23. For the relief of the commissioners of Hale county.

July 24. To regulate judicial proceedings.

“ “ To authorize the county treasurer of Hale county to pay a salary to the solicitor of said county. Passed, August 3.

July 28. To provide for the appointment of judges of the county courts. Lost.

By Mr. WARNER—

July 16. To consolidate and change the name of certain railroad companies.

By Mr. WHITE—

August 1. For the relief of the maimed of this State. Passed, August 6.

August 1. For the relief of J. B. Billingsley, of Blount county.

August 4. To form a new county to be called Lincoln, out of portions of Blount, St. Clair and Jefferson counties. Report adverse, and concurred in, August 6.

By Mr. WILLIAMS—

July 20. To authorize the sale of vinous and spirituous liquors in the town of Athens, in Montgomery county. Tabled, July 25.

August 7. To regulate and fix the time of holding the city court of Montgomery. Passed.

By Mr. WILSON—

July 16. Granting James M. Jackson certain rights therein named.

July 16. For the relief of Wm. A. Masterson. Report adverse, and concurred in.

July 16. Allowing J. M. Jackson to collect wharfage.

July 21. For the registration of electors.

July 23. Joint resolution in relation to the officers elected in February, 1868. Report adverse, and concurred in.

July 27. To establish the county site in the different counties of this State. Report adverse, and concurred in, July 31.

By Mr. WOOD—

July 25. For the relief of Sarah Ann Sellers. Report adverse, and concurred in, July 31.

July 27. For the relief of Christopher C. Rose, of the county of Randolph. Passed, August 3.

July 29. To provide for the working of the public roads.

By Mr. YATES—

July 23. For the protection of settlers on public lands. Report adverse, and concurred in, July 30.

July 25. For the relief of the tax assessor of Conecuh county. Passed.

July 28. To protect citizens from insult and to punish offences. Report adverse, and concurred in, July 30.

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Introduced in House of Representatives at Called Session, 1868.

By Mr. ALLEY—

September 22. To declare Elizabeth C. McKenzie, wife of P. R. McKenzie, of Macon county, a free-dealer.

By Mr. ARD—

September 28. To amend an ordinance to relieve insolvent debtors. Passed, December 6, 1867.

By Mr. BAKER—

September 23. For the relief of John A. Knight, of Autauga county.

September 23. For the relief of Peter Tatum, of Autauga county.

September 26. To prevent the killing of does and fawns in Autauga county, except during the months of November and December.

September 28. For the relief of Mary Ann Hoover, of Autauga county.

By Mr. BREWINGTON—

September 26. For the relief of Sidney Bicker, of Lowndes county

By Mr. BOGLE—

October 3. To amend an act to incorporate the Stafford Mills, approved February 19, 1867.

By Mr. BRONSON—

October 3. To amend second section of an act adopting the Revised Code, page 53.

October 3. To repeal an act suspending the statute of limitations.

By Mr. CARRAWAY—

September 23. In relation to free-dealers. Tabled, September 24.

September 24. To repeal sub-divisions 11 and 15 of section 436 of the Revised Code. Postponed till November.

By Mr. CHILDRESS—

September 23. To declare Mrs. Eliza J. Smoot a free-dealer.

September 24. For the relief of W. B. Hammett, of Talladega county.

By Mr. CORPREW—

September 23. To make Elizabeth Jane Edwards, wife of Thomas Edwards, of Tallapoosa county, a free-dealer.

September 24. For the relief of Elenora Shockley, of Tallapoosa county.

September 24. For the relief of W. J. Mays, of Tallapoosa county.

September 24. For the relief of James E. Carter, of Tallapoosa county.

September 24. For the relief of John F. Johnston, of Tallapoosa county.

By Mr. DANIEL—

September 24. For the relief of Andrew Smith, of Marshall county.

By Mr. DEREEN—

September 23. To authorize county solicitors to enter a *nolle prosequi* in certain cases.

September 22. To prevent the carrying of certain weapons, concealed or otherwise, at public political assemblages, within the State of Alabama.

September 23. To amend section 4343, chapter 14, title 3, part 4, of the Revised Code of Alabama.

By Mr. EMMONS—

Sept. 28. To establish a new charter for the city of Selma.

September 28. To confirm the right of the city council of Selma to collect wharfage.

By Mr. FISTER—

October 6. To make an appropriation for school purposes, for the year 1868.

By Mr. GREGORY—

September 23. For the relief of Morgan Brewer, of Macon county. Tabled.

October 9. To secure redress for trespass or wrong to person or liberty. Passed.

By Mr. HARDY—

September 23. To protect farm laborers. Passed, October 7.

September 23. To amend an act therein named.

September 23. To amend an act therein named.

September 23. To regulate the fees of the register in chancery for the district composed of Autauga county. Report adverse, and concurred in, September 26.

September 23. To amend the charter of the Alabama Mutual Life Insurance company.

September 25. Reported a bill to regulate elections in this State.

September 25. Reported a bill for the registration of the qualified voters in this State. Passed, October 1.

September 26. For the appointment of a committee on revenue.

September 28. To extend the collection of taxes of Dallas county.

October 3. Supplementary to an act to reorganize and establish the municipal government of the city of Mobile.

October 2. To repeal an act to prohibit the sale of spirituous liquors in Shelby county.

October 2. To amend an act to prohibit the sale of spirituous liquors within five miles of Harmony Church, in Shelby county.

October 7. Reported a bill to reorganize and establish a municipal government for the city of Mobile. Passed.

October 8. To establish a ferry across the Tennessee river. Passed.

By Mr. HART—

September 26. To legalize the action of the superintendent of education of the city and county of Mobile in appointing a board of school commissioners of said city and county, and to approve the acts of the board of education, passed at the late session, in reference to said city and county of Mobile. Passed, September 30.

September 26. To repeal section 2877 of the Revised Code. Read twice and withdrawn.

September 28. To amend section 2877 of the Revised Code. Passed.

October 1. To amend the law exempting from administration, property of widows and widows' children.

October 3. For the removal of the county site of Butler county.

October 3. To amend section 4062 of the Revised Code. Passed, October 5.

October 9. In reference to educational matters in the city and county of Mobile. Passed.

By Mr. HARKINS—

September 24. To confer equity jurisdiction on the circuit court, in cases of divorce, &c.

September 28. To transfer divorce cases from the 9th district, middle division, to the circuit court.

By Mr. HILL—

September 28. For the relief of debtors and for the adjustment of debts upon principles of equity.

By Mr. HUBBARD—

September 23. To make J. H. Crowder a citizen of Pike county, and so change the boundary line between Bullock and Pike counties as to effect that object. Report adverse, and concurred in, October 8.

September 23. To legalize the acts, contracts, suits and transactions to which Quintus P. Siler, a minor of Pike county, may hereafter be a party. Passed.

September 24. To amend section 253 of the Revised Code.

September 24. To regulate the election of chancellors.

September 24. To amend section 219 of the Revised Code.

September 30. To incorporate the Marion Fire Company of Perry county. Tabled, October 1.

October 3. To amend an act amending section 750 of the Revised Code. Passed, October 8.

October 6. To incorporate the town of Troy, in the county of Pike, and to authorize the corporate authorities to levy and collect a tax to pay for stock they are authorized to subscribe in the Mobile and Girard Railroad. Passed, October 7.

By Mr. JONES, of Tuscaloosa—

September 22. To authorize the consolidation of the

North East and South West Railroad Company and the Wills Valley Railroad Company. Passed, September 23.

September 24. For the relief of the tax assessor and tax collector of Tuskaloosa county.

October 3. To amend section 4438 of the Revised Code.

By Mr. KENDRICK—

September 23. For the relief of Anna Stanford, of Montgomery county. Passed, October 1.

September 26. For the relief of Lucinda Ellinger, of Bibb county.

By Mr. LEWIS—

September 26. To secure to agricultural laborers payment for their labor.

By Mr. LORE—

September 23. To make Eliza Ann Morgan, of Barbour county, a free dealer. Report adverse, and concurred in, September 26.

By Mr. MALONE—

September 23. In reference to the statute of limitations. Report adverse, and concurred in, September 30.

By Mr. MANCELL—

September 23. For the relief of the tax assessor and tax collector of Jones county.

By Mr. NEVILLE—

September 24. To repeal sections 3218 and 3219 of the Revised Code.

By Mr. PAGE—

October 3. To establish an election precinct at the residence of William Morse, in Washington county.

By Mr. QUINN—

September 24. For the relief of Elisha B. Lott, tax collector of Mobile county. Passed, October 9.

By Mr. RICHARDSON—

September 22. To amend section 2339 of the Revised Code.

September 23. To allow the court of county commission-

ers of Wilcox county to levy a tax greater than 50 per cent. on the State tax.

September 28. For the protection of the State of Alabama for certain school lands that have or may hereafter be sold. Passed.

October 3. To amend section 4539 of the Revised Code. Passed.

By Mr. RONAYNE—

September 21. To repeal an act to form a new county from a portion of Franklin, to be called Colbert.

By Mr. SHAW—

September 26. To allow mileage to sergeant-at-arms of the Senate and House of Representatives of the General Assembly of Alabama.

By Mr. SMITH—

September 23. For the relief of William Stringer of Morgan county. Passed, October 9.

October 9. To relieve Charles S. England of Morgan county.

By Mr. SPRINGFIELD—

September 28. For the relief of insolvent tax-payers, for the year 1867.

October 1. To extend the jurisdiction of justices of the peace, and for other purposes.

By Mr. SIMMONS—

September 23. To amend section 4094 of the Revised Code.

September 28. To repeal an act to compel the late officers of Colbert county to deliver over to the duly elected and qualified officers of Franklin county, all moneys, books, papers, and property now in the hands of said officers.

September 28. To repeal an ordinance of the late convention. Report adverse, and concurred in.

By Mr. STEWART—

September 23. To amend an act to regulate the publication of legal and other notices in the State of Alabama. Passed, September 28.

September 23. To alter and amend an act, approved August 1, 1868, entitled an act to regulate the execution and

approval of the bonds of State and county officers elected at the election held on the 4th, 5th, 6th, 7th and 8th days of February, 1868, and to declare which of said officers shall execute such bond. Report adverse, and concurred in, Sept 30.

September 23. To amend section 4068, article 1, chapter 8, title 3, part 4, page 757 of the Revised Code.

October 9. To provide for the election of members of the 41st Congress. Tabled.

By Mr. STUBBLEFIELD—

September 24. To authorize the commissioners' court of Walker county to issue treasury-notes or bonds for the purpose of building a new court-house and completing the jail. Passed, October 7.

By Mr. TAYLOR of Chambers—

September 23. To amend section 4225 of the Revised Code.

October 8. To amend section 437 of the Revised Code. Indefinitely postponed.

By Mr. THOMPSON—

September 28. To extend the time allowed by law for certain officers therein named to make and file their official bonds. Passed.

October 1. To authorize the issuance of county bonds. Passed, October 6.

October 3. For the relief of William Maxwell of Montgomery county. Passed, October 8.

By Mr. TUCKER—

September 23. For the better protection of widows and orphans of the State of Alabama.

October 3. To amend section 1410 of the Revised Code.

October 8. To change the county seat of Russell county. Passed.

By Mr. TURNER—

September 23. For the relief of Thomas Jackson of Elmore county. Report adverse, and concurred in, September 30.

By Mr. TYNER—

September 24. For the relief of Sarah Byrd of Russell county.

By Mr. VANZANDT—

September 27. To amend the law to establish a system of internal improvements in the State of Alabama.

September 19. Making appropriations for the pay of the members and officers of the present called session of the Legislature.

September 19. To authorize the publication of the laws of Alabama. Passed.

September 23. To authorize the court of county commissioners of the counties of Tallapoosa, Shelby, Jefferson, Walker, Winston, Lawrence and Franklin to subscribe to the capital stock of the Savannah & Memphis railroad, and for other purposes therein named.

September 28. To regulate elections in this State.

By Mr. WALKER—

September 26. For the relief of W. D. C. Scraff and wife of Hale county. Lost, September 28.

By Mr. WILSON.—

September 23. Defining the jurisdiction of city magistrates in this State. Report adverse, and concurred in September 26.

September 23. Legalizing the approval of the bonds of county officers and judges of probate.

September 23. To repeal article 11, chapter 5, of the Revised Code.

September 24. To amend section 1231 of the Revised Code. Tabled, September 25.

September 26. To incorporate the Gulf City Institute.

September 28. Regulating and defining the duties of notaries public.

By Mr. WOOD—

September 28. To prevent the killing of game in certain seasons, in this State.

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Introduced in House of Representatives at November Session, 1868.

By Mr. ARTHUR—

November 12. To fix the time of holding the city court of Montgomery.

November 21. To amend section 2660 of the Revised Code.

November 25. To amend an act to incorporate the North and South Alabama railroad company. Passed, December 28.

November 25. To amend an act to amend an act to incorporate the North and South Alabama railroad company. Amended and passed, December 28.

December 23. To authorize the distributees of the estate of Thomas M. Cowles to make title to certain lands. Passed.

By Mr. ARD—

December 3. For the relief of Thomas J. Miller of Hale county.

By Mr. ALSTON—

November 21. For the relief of all prisoners now confined in the jail of Macon county. Report adverse, and concurred in, December 12.

By Mr. ALLEY—

November 27. To incorporate the Macon County Agricultural Association. Passed, December 28.

December 1. For the revision of claims upon which judgments were rendered between the 11th January, 1861, and 29th July, 1865. Passed, December 28.

December 8. To build branch roads in the counties through which they pass.

By Mr. BAKER—

November 11. To make Mrs. Rachel Marks a free-dealer. Passed, November 20.

November 12. To authorize Dr. James H. Jarrett, of Autauga county, to practice medicine and collect for the same. Passed, November 20.

November 12. To make Mrs. H. Robinson a free-dealer. Passed, November 16.

November 17. To prevent the destruction of certain game in Autauga county. Passed, November 28.

November 21. To repeal a certain act therein named.

By Mr. BELL—

November 12. To prevent oppressive prosecutions. Report adverse, and concurred in, November 16.

By Mr. BRANTLEY—

November 23. To repeal an act to confirm the election of the judge and clerk of the city court of Selma.

December 8. To amend section 2135 of the Revised Code.

By Mr. BREWINGTON—

December 23. To give the judge of probate and notaries public of Lowndes county the jurisdiction over contracts.

By Mr. BURTON—

November 7. Creating a penalty for the non-payment of taxes, unpaid by January, 1869. Indefinitely postponed, November 28.

November 11. To amend section 4053 of the Revised Code. Passed, November 20.

November 11. To amend section 3996 of the Revised Code. Passed, November 28.

November 11. To simplify the title to real property. Report adverse, and concurred in, December 24.

November 11. Fixing the pay of the collectors of taxes assessed in the year 1868.

November 12. For the relief of certain defendants in certain judgments and claims. Passed, November 20.

November 12. To amend section 3555 of the Revised Code. Tabled, November 20.

November 13. To establish a system of revenue and taxation.

November 24. To provide for the improvement of the public roads and highways in this State.

November 30. To amend paragraph 4, of section 4310 of the Revised Code. Report adverse, and concurred in, December 12.

December 4. Concerning prisoners confined in the jails in this State. Indefinitely postponed.

December 23. To provide for the payment of the interest due on the school fund. Passed.

December 23. For the protection of holders of insurance policies in this State. Amended and passed, December 28.

December 23. For the relief of Dr. Gerard Chatteau, of the county of Sumter.

December 28. Joint resolution in relation to the interest on the 2 and 3 per cent. fund. Adopted.

By Mr. CANDEE—

November 20. To authorize the county treasurer of Wilcox county to pay a salary to the solicitor of said county. Passed, December 26.

December 14. To amend section 4343 of the Revised Code.

By Mr. CARRAWAY—

November 11. To make valid a marriage solemnized between Edmund Andrews and Mary Strimple, otherwise called Mary Reynolds. Passed, November 14.

November 11. To invest Edmund Andrews with the legal title to certain real estate in the city of Mobile. Passed, November 14.

November 13. To prevent illegal and outrageous treatment of colored passengers upon the street cars in the city and county of Mobile. Report adverse, and not concurred in, November 24.

December 8. To legalize the election of D. C. Stapleton to the office of sheriff, tax collector and assessor of Baldwin county. Passed, December 23.

December 8. For the relief of E. B. Lott, tax collector of Mobile county. Passed, December 24.

December 12. To reorganize the municipal government of the city of Mobile. Passed, December 14.

December 23. To provide for the payment of the expenses of the constitutional convention of 1867.

December 29. To create the office of recorder of deeds and mortgages in Mobile county.

By Mr. CHILDRESS—

December 3. For the relief of W. B. Hammett, of Talladega county. Passed, December 14.

December 3. For the relief of Mrs. Mary V. Smoot, of Talladega county. Passed, December 29.

December 3. To make Mrs. Mary Smoot a free dealer. Passed, December 29.

December 4. For the relief of Eliza Smoot, of Talladega county.

By Mr. CHISHOLM—

November 10. To amend section 4340 of the Revised Code. Passed, November 20.

November 27. Requiring executors and administrators to sue in certain cases, and providing for an equal distribution of assets of estates of intestates. Passed, December 11.

November 30. For the relief of Cornelius C. Allison, of the county of Lauderdale. Passed, December 29.

December 8. To amend an act approved October 10, 1868, to extend the time in which to open judgments and grant new trials in certain cases. Report adverse, and concurred in December 12.

By Mr. CORPREW—

November 11. To make Elizabeth Jane Edwards of Tallapoosa county, a free dealer. Passed, November 27.

December 4. To make Elizabeth L. Lataste, a free dealer. Passed, December 23.

December 4. To make Francis Ann Crabb, a free dealer. Passed, December 12.

December 8. To authorize justices of the peace to appoint overseers of roads, &c. Indefinitely postponed, December 29.

December 21. For the relief of debtors. Indefinitely postponed.

December 24. For the relief of guardians and trustees.

By Mr. DANIEL—

November 11. For the relief of Andrew Smith, of Marshall county. Passed, November 27.

November 17. Reported a bill to declare in force article 5, chapter 19, title 1, part 3, of the Revised Code. Passed.

December 23. To extend the provisions of an Ordinance passed 30th November, 1867. Amended and passed.

By Mr. DAVIS—

November 21. To amend section 635 of the Revised Code. Report adverse, and concurred in, November 24.

November 23. To authorize the proprietors of the Eutaw Steam Mill to charge one-sixth of the grain for toll. Report adverse, and concurred in, November 30.

December 3. To authorize the judge of probate of Greene county to make orders, decrees, &c. Substitute adopted and passed, December 12.

By Mr. DEREEN—

November 9. To amend section 2131 of the Revised Code.

November 9. For the relief of persons who gave a deed of trust on their lands or other property before the war. Passed, November 12.

November 9. To protect the estates of minors and deceased persons.

November 9. To remove the county seat of Marengo county from Linden to Demopolis. Passed, November 12.

November 30. To give the probate court of Wilcox county jurisdiction of the estate of Madison C. Parker, deceased. Passed, December 5.

November 30. Petition for the relief of R. C. Dubose, of Marengo county, for return of property sold by sheriff in January, 1868. Indefinitely postponed.

December 7. For relief of estates of deceased persons. Report adverse, and concurred in, December 12.

December 7. Concerning the public lands in this State. Report adverse, and concurred in, December 12.

December 7. For the relief of E. J. Talbert, of Marengo county. Passed December 29.

By Mr. DIGGS—

December 3. In relation to the election of municipal officers in the city of Eufaula.

By Mr. DOSTER—

December 3. To make Matilda J. Danforth, of Barbour county, a free-dealer. Passed, December 29.

December 3. To make free-dealers, and for other purposes.

December 8. For the relief of W. H. Clark, of Barbour county. Report adverse, and concurred in, December 12.

By Mr. DRAWN—

November 17. To repeal sections 3602 and 3603 of the Revised Code. Passed, November 28.

November 17. To repeal sections 1237, 2680 and 4331 of the Revised Code. Passed, November 28.

By Mr. EMMONS—

November 11. To authorize the commissioners court of Clay county to levy a special tax upon the State tax, &c. Passed, November 20.

November 11. To provide for the payment of a salary to the sheriff and circuit clerk of Dallas county.

November 11.. To confirm the right of the city of Selma to collect wharfage. Passed, November 14.

November 12. To repeal an act to incorporate the Tuska-loosa Scientific Art Association.

November 17. To authorize the commissioners courts of Dallas and Barbour to issue bonds. Passed, December 2.

November 17. To continue in force an ordinance to stay the collection of debts.

November 17. To repeal certain existing laws herein specified, and for other purposes. Tabled.

November 23. To incorporate the Central City Pioneer Co-operation Association.

November 30. To repeal an act to incorporate the Mobile Trade Company. Passed, December 31.

December 4. To provide for the execution of the laws in certain parts of this State. Passed, December 29.

December 15. Reported a bill to amend section 4 of an act approved February 23, 1860, entitled an act to carry into effect an act of Congress, approved June 22, 1854, authorizing selection of lands in lieu of sixteenth sections, within the twelve miles square reservation in the State of Alabama. Passed, December 26.

By Mr. EVANS—

November 23. To amend section 2934 of the Revised Code of Alabama. Passed, December 4.

December 4. To allow Samuel Friester, of Clarke county, to practice medicine, &c.

By Mr. FISTER—

November 12. To repeal section 3520 of the Revised Code. Tabled, November 20.

By Mr. GREGORY—

November 10. To secure complete records in the courts of this State. Passed, November 12.

November 30. To make illegitimate children heirs of their putative fathers.

December 3. To amend section 2345 of the Revised Code. Passed, December 7.

December 8. To amend section 3305 of the Revised Code. Report adverse, and concurred in, December 12.

December 8. To amend section 841 of the Revised Code. Passed, December 29.

December 14. To make it the duty of the Auditor to issue warrants in certain cases. Passed.

December 14. To amend an act. Indefinitely postponed.

December 23. To enlarge the 6th district of the Eastern chancery division. Indefinitely postponed.

December 23. To allow the judge of the city court of Mobile to practice law in certain cases. Passed.

December 23. To regulate lotteries. Passed, December 29.

December 23. To regulate the removal of county sites.

December 23. To incorporate a Social Creole Club in Mobile.

December 23. To appoint competent counsel in certain cases. Passed.

December 23. To create the office of county treasurer of Mobile county.

By Mr. HALEY—

December 3. To extend the jurisdiction of justices of the peace in Marion county.

December 3. In reference to camp hunting in Marion county. Report adverse, and concurred in, December 15.

By Mr. GREENE—

December 8. To amend an act to incorporate the Southern University, at Greensboro, in the county of Greene, and for other purposes.

December 23. For the relief of the poor of Hale county.

By Mr. HARDY—

November 10. To form the new county of Escambia. Substitute adopted, and passed, November 12.

November 10. To ratify certain ordinances. Passed, November 16.

November 10. To protect officers in this State. Passed, November 16.

November 10. To define the boundary lines between Dallas and Perry counties. Passed, November 13.

November 10. To exempt papers from being stamped. Report adverse, and concurred in.

November 11. Fixing the day for the annual meeting of the General Assembly. Passed, November 16.

November 11. To repeal from section 596 to section 618 of the Revised Code.

November 11. To extend the force of a certain ordinance. Indefinitely postponed, November 25.

November 11. For the relief of C. P. Farley, of Montgomery county. Report adverse, and concurred in, November 13.

November 11. To amend the charter of the Alabama Mutual Life Insurance company. Passed, November 13.

November 13. To amend an act approved August 9th, 1868. Tabled, November 27.

November 13. To repeal section 3616 of the Revised Code. Report adverse, and concurred in, November 17.

November 13. To regulate vendor's liens. Passed, November 28.

November 14. To repeal certain acts of incorporation. Passed, December 2.

November 17. To extend the provisions of a certain act. Passed, November 28.

November 17. To make Mrs. Mary Ann Reed, wife of Thomas Reed, of Montgomery county, a free dealer. Passed, December 2.

December 17. To establish the Alabama agricultural, educational and manufacturing aid society. Report adverse, and concurred in, December 16.

December 20. To amend the charter of the Selma, Rome and Dalton Railroad company. Passed, December 23.

December 21. To repeal an act therein named. Passed, December 2.

December 21. To repeal section 3865 of the Revised Code.

December 21. To amend an act therein named. Passed, December 11.

December 21. To make Mrs. Rebecca Franklin, wife of Louis Franklin, of Montgomery county, a free dealer. Passed, December 12.

December 23. To organize the Harmonie Club of Selma.

November 23. To provide for holding a term of chancery court in the 5th chancery district. Passed, December 2.

November 24. To amend the charter of the Alabama Manufacturing Company at Selma, approved February 8th, 1856. Passed, December 28.

November 25. To amend and revise section 4339 of the Revised Code.

November 25. To regulate the fees of sheriffs and commissioners in the apportionment of widows' dower. Passed, December 26.

November 25. To amend an act to incorporate the New Orleans and Selma Railroad Company. Passed, December 11.

November 27. To modify and in part repeal section 2877 of the Revised Code.

November 2. To prevent the sacrifice of real estate.

November 27. To amend section 2336 of the Revised Code.

November 27. To repeal certain sections of the Code. Passed, December 11.

November 27. To regulate appeals, &c. Passed, December 11.

November 27. To repeal sub-division 1 and 2 of section 2871, and to provide for the sale of real estate. Passed, December 11.

November 27. To make a new charter for the city of Selma. Passed, November 28.

November 30. For the relief of John Cooper and Isaac Shannon.

November 30. To enable owners to search for lost stock. Passed, December 23.

November 30. To regulate the 16th section fund.

November 30. To amend section 2776 of the Revised Code. Passed, December 11.

December 2. To amend and revise the charter of the Cahaba, Marion and Greensboro Railroad Company. Passed, December 21.

December 4. For the relief of Mrs. Fanny Bryan. Passed, December 29.

December 8. To extend the time in which executors and administrators must make final settlements in certain cases. Passed, December 29.

December 12. To permit R. J. Wood, a non-resident, to administer upon the estate of his father, deceased. Passed.

December 14. Allowing married women to become free dealers. Passed, December 29.

December 21. To provide for the pay of the members and officers of the board of education. Passed.

December 21. Memorial and joint resolution. Adopted.

December 21. To authorize Thomas W. Armstrong to establish a ferry on the Alabama river. Passed.

December 26. For the relief of Geo. F. Huckabee, of Hale county. Passed, December 28.

December 26. To incorporate the Cahaba Coal Company of Alabama. Passed, December 29.

December 26. To authorize the Governor to appoint and pay commissioners of immigration to proceed to Europe. Indefinitely postponed.

December 30. Joint resolution appropriating money to pay E. H. May for services as sheriff of Russell county.

December 30. To regulate the fees of justices of the peace and constables in Dallas county. Passed.

December 30. To define the boundary line between the counties of Dallas and Autauga. Passed.

December 31. Joint resolution for the relief of the superintendent of registration. Passed.

By Mr. HARRIS—

December 4. To authorize the court of county commissioners of Limestone county to issue bonds and for other purposes. Passed, December 21.

By Mr. HART—

November 13. For holding the probate court of Butler county in the city of Montgomery. Passed, November 16.

November 20. To provide for the formation of grand and petit juries.

November 21. In relation to educational interests in the city and county of Mobile.

December 2. To repeal sections 2509, 2511, 2512, 2513, 2514, 2515, 2516, 2517, 2518, 2519, 2520 and 2521 of the Revised Code.

December 3. To repeal an act to restrict taxation in the town of Greenville. Passed, December 12.

December 3. To change the boundaries between the counties of Butler and Conecuh. Passed, December 29.

December 3. For the relief of George S. Lanier. Passed, December 21.

December 8. To provide for the support of hospital patients at Talladega. Amended and passed, December 10.

December 14. To confirm and make valid the official acts

of the judge of probate of Butler county, and for other purposes. Passed.

December 21. To provide a more efficient method of dispensing the school funds of the State of Alabama. Indefinitely postponed.

By Mr. HARRINGTON—

November 9. For the relief of John A. Greathouse of Macon county.

November 9. For the relief of Fernando B. Poe from the disabilities of minority.

December 8. To provide for the creation and regulation of railroad companies.

By Mr. HILL—

December 3. To alter the name of Bullock county to that of New Hanover. Report adverse, and concurred in, December 15.

December 21. To provide for the removal of the jurisdiction of estates of decedents and minors of Bullock county. Passed.

December 21. For the relief of debtors, and the adjustment of debts upon principles of equity. Tabled, December 24.

December 23. To provide for the further survey of the Coosa river, and the lands adjacent thereto.

By Mr. HOLMAN—

November 14. To provide for the pay of the returning officers of the presidential election.

December 1. To increase the fees of the public officers of Baldwin county. Report adverse, and concurred in, December 15.

By Mr. HUBBARD—

November 9. To allow appeals to the supreme court in certain cases.

November 10. To authorize the circuit court of Crenshaw county to hold two weeks at each term, and fixing the time of holding such term. Passed, November 12.

November 10. To amend section 3489 of the Revised Code. Passed November 16.

November 11. To provide for the sale of land and other property of insolvent estates. Passed, December 11.

November 13. To repeal an act to authorize the appoint-

ment of a guardian *ad litem* in each county. Report adverse, and concurred in, November 17.

November 21. Supplemental to an act to incorporate the town of Troy, &c. Passed, November 24.

November 21. To make valid the acts, contracts and suits entered into, after the passage of this act, by W. J. May of Pike county. Passed, December 12.

December 3. For the relief of Charles B. Lopez of Montgomery county. Passed, December 4.

December 8. To prohibit the publication of certain acts in a newspaper.

By Mr. HURT—

November 13. To restrain the tax collector of Limestone county from collecting a certain tax. Passed, November 10.

November 21. For the relief of H. H. Hopkins of Jackson county. Indefinitely postponed, December 29.

December 1. Requiring executors and administrators, purchasing real estate upon credit, to give bond and security.

By Mr. INGE—

November 14. For the relief of the poor of Sumter county.

November 17. To fix the time for holding an election for members of the 41st Congress. Amended and passed, December 5.

By Mr. JENNINGS—

November 9. To change the county seat of Russell county. Passed, November 10.

November 12. For the protection of Alabama for certain school lands, &c. Report adverse, and concurred in, November 16.

November 14. To amend section 2555 of the Revised Code. Report adverse, and concurred in, November 24.

November 14. To prohibit the dismissal of any civil suit in this State for defects of pleadings of parties. Report adverse, and concurred in, November 24.

November 27. For the relief of Reddin Garrison and Salina E. Crumpton of Winston county.

November 30. To revive and amend an act to appropriate the three per cent. fund, &c. Passed substitute, December 16.

December 28. Joint resolution in relation to removing obstructions in the Tennessee river. Adopted.

December 30. To amend the corporation laws of Alabama. Passed.

By Mr. JONES of Tuskaaloosa—

November 12. To authorize the commissioners' court of Tuskaloosa county to issue bonds, and for other purposes. Passed, December 23.

November 14. To amend section 4438 of the Revised Code. Report adverse, and concurred in, November 24.

November 23. As to the qualifications of voters in municipal elections. Passed.

By Mr. LAWRENCE—

November 9. To divide the county of Sanford into commissioners' districts.

November 17. To transfer the legal books and other papers belonging to the county formerly known as Jones, to the county of Sanford. Passed, November 24.

December 8. To authorize the commissioners' court of Fayette county to levy an additional tax.

By Mr. KENNEMER—

December 3. To empower the commissioners court, of Marshall county, to issue bonds and for other purposes.

By Mr. LEWIS—

November 14. For the relief of Mrs. Wilhemina Bordine, of Perry county. Tabled, November 20.

By Mr. LORE—

November 17. To authorize the court of county commissioners of Barbour county to appoint additional county surveyors. Report adverse, and concurred in, November 24.

November 17. To amend the Penal Code of Alabama. Report adverse, and concurred in, November 24.

November 27. For the location of the seat of justice of Barbour county. Report adverse, and concurred in, December 4.

December 3. For the relief of James H. Barron, of Barbour county. Report adverse, and concurred in, December 15.

By Mr. MASTERSON—

November 9. To amend section 2126 of the Revised Code.

November 27. To enlarge the jurisdiction of courts of law in this State.

November 30. To amend 4101 of the Revised Code. Passed, December 29.

By Mr. MASTIN—

November 21. To give livery stable keepers a lien upon stock for stabling or feed. Lost on third reading, December 2.

November 30. To prohibit the sale or giving away of spirituous, vinous or malt liquors, within one mile of Philadelphia Church and Arcadia Institute, in Montgomery county.

By Mr. MALONE—

November 9. To authorize the Governor to fill vacancies in certain cases.

November 10. To provide for the pay of the members and officers of the present General Assembly of Alabama. Passed.

November 23. In reference to the statutes of limitation. Report adverse, and concurred in, November 25.

November 23. To amend the law in reference to the sessions of the circuit courts of Jackson and DeKalb. Passed, December 12.

November 23. To exempt the students of Wills Valley Institute from working on the roads.

November 23. For the relief of W. J. May, of Tallapoosa county. Report adverse, and concurred in, November 25.

November 23. To authorize the selling at retail of vinous and spirituous liquors in East Tallassee, Tallapoosa county. Report adverse, and concurred in, November 25.

December 3. To amend sections 3504, 2510, 2511, 2513 and 2515 of the Revised Code.

By Mr. MOORE—

November 14. To remove the administration of the estate of William F. Pool, of Russell, to Coffee county. Passed, November 28.

November 17. To confer on Elizabeth Wilder, administratrix of the estate of Robert Wilder, deceased, the right to sell certain lands. Passed, December 11.

November 17. To legalize the marriage between Richard Cruch and Georgia Ann Clegborn. Passed, November 28.

December 3. For the relief of Georgia Ann Cornelia Atkinson. Passed, December 14.

December 21. To attach the county of Geneva to the 5th judicial circuit and 4th district, Southern division. Passed.

December 21. To regulate the appointment of overseers

and supervisors of public roads in Henry county. Passed, December 29.

December 21. For the relief of Mrs. C. L. Waterman. Substitute adopted and passed, December 30.

December 29. To declare vacant the seats of the members of the board of education for 2nd congressional district, and to empower the Governor to order an election for said purpose.

By Mr. MANCELL—

November 10. To repeal a special tax passed by the General Assembly. Passed.

November 11. For the relief of the officers of Covington county. Passed, November 20.

November 12. For the relief of tax payers of Covington county. Report adverse, and concurred in, December 7.

November 13. To change the county boundaries between Crenshaw and Covington counties. Passed, December 2.

November 21. To repeal section 11, of Ordinance No. 36. Passed, November 27.

November 27. For the relief of H. A. and Elizabeth Creamer, of Covington county.

December 3. For the relief of administrators, guardians, executors, trustees, attorneys, agents, and other persons. Passed, December 28.

By Mr. NEVILLE—

November 9. To repeal sections 3, 8 and 13 of an act in reference to the chancery courts in Alabama. Passed, December 16.

November 12. For the relief of T. A. Seymour, of Monroe county. Tabled.

November 17. For the protection of property. Indefinitely postponed.

November 23. To amend section 536 of the Revised Code. Passed, December 2.

November 23. In reference to county solicitors. Report adverse, and concurred in, November 25.

November 24. To amend section 2861 of the Revised Code.

November 23. To prevent the use of abusive language in certain places.

December 8. To regulate the time of holding courts in Escambia county. Passed.

December 14. For the relief of Enoch Riley, of Monroe

county, as guardian of Parthenia Phinas, a *non compos mentis*. Passed, December 28.

By Mr. NEWSOM—

December 3. To declare N. M. McDaniel a citizen of Clay county.

By Mr. NINNINGER—

December 8. Abolishing fencing in Lowndes county. Passed, December 21.

By Mr. PAGE—

November 30. For the relief of Martha Ann Duke, of Washington county. Passed, December 14.

November 30. For the relief of Arraney Page, of Washington county. Passed, December 14.

November 30. To establish an election precinct at the residence of William Morse, of Washington county.

December 1. For the relief of Thomas Moss, of Washington county. Tabled.

December 4. For the relief of Peter J. Beach, of Washington county. Passed, December 29.

By Mr. QUINN—

November 21. To provide for the repairing and keeping in order the public roads and bridges in the county of Mobile. Indefinitely postponed.

December 1. Joint resolution to construct a lighthouse in Mobile Bay, and to petition Congress for help on the same. Adopted.

December 3. To prevent vexatious biddings at public auctions. Passed, December 29.

By Mr. REEVES—

November 13. Requiring the clerks of city courts, registers in chancery and judges of probate to endorse the names of attorneys on executions. Passed, December 2.

November 14. To authorize judges of probate to make amendments *nunc pro tunc*. Passed, November 20.

November 14. To construe section 1234 of the Revised Code, and to define the rights and privileges of regular graduates of Medical colleges in the United States. Passed, November 20.

By Mr. RICHARDSON—

November 25. To form a uniform system of incorporation for the organization of companies for certain purposes, in this State.

December 4. To amend section 2439 of the Revised Code.

December 4. To prevent the killing of game in Wilcox county. Amended, and passed.

December 23. To define the duties of judges of probate. Passed.

December 26. To amend an act to lay off and divide the State into 12 judicial circuits, and to fix the time of holding courts therein, approved February 19, 1867. Passed.

December 26. To enable certain officers to collect their fees. Passed.

December 28. Reported a bill relative to the State agricultural lands. Passed.

By Mr. RONAYNE—

November 23. To allow sheriffs and other officers, mileage. Report adverse, and concurred in, November 30.

December 3. For the relief of *non compos mentis*.

December 3. To provide fuel for the county jail of Madison county. Passed.

By Mr. ROSE—

November 21. To make judgments a lien upon property in certain cases. Lost, December 2.

November 21. To encourage industry in this State. Indefinitely postponed.

November 21. To enforce certain provisions of the 14th amendment to the constitution of the United States.

By Mr. SANFORD—

November 11. For the relief of W. B. B. Corley, late tax collector of Jefferson county. November 16, lost on passage.

November 12. To declare Catherine Hoover, of Jefferson county, a free-dealer. Passed, November 28.

December 3. For the relief of John Camp, of Jefferson county. Tabled.

By Mr. SHAW—

November 17. To confer additional powers upon the commissioners of Mobile county. Passed, December 2.

By Mr. SIMMONS—

November 9. To amend section 3539 of the Revised Code. Tabled, November 27.

November 11. To authorize the probate court to render decrees for the purchase money in certain cases. Passed, November 16.

November 21. For the relief of Samuel McCartney, probate judge of Washington county. Passed, December 14.

November 25. To authorize probate judges to hold an election for the removal of county sites.

November 25. To relieve Thomas Hardy, guardian of Martha, Finas and Luke P. Hardy, minors, from the provisions of section 2421 of the Revised Code. Passed, December 14.

November 30. For the relief of Sarah Byrd, of the county of Russell.

November 30. For the relief of A. M. Lamar of Montgomery county. Passed, December 14.

November 30. For the relief of those who have been separated three years. Report adverse, and concurred in, December 12.

December 3. For the relief of W. H. Farris of Franklin county. Passed, December 28.

December 4. To repeal an act to regulate the fees of jurors and witnesses of Franklin county. Passed.

By Mr. SMITH—

November 14. For the relief of C. S. England of Morgan county. Report adverse, and concurred in, December 10.

November 23. To authorize the Secretary of State to issue a patent to William McDaniel, of Morgan county, for certain lands therein described. Passed, November 27.

December 23. For the relief of John W. C. Jones of Marengo county. Passed.

December 23. To encourage the manufacture of railroad iron in the State of Alabama.

By Mr. SPRINGFIELD—

November 13. Concerning insolvent estates. Passed, November 27.

November 13. To authorize the courts of county commissioners of certain counties to levy an additional tax. Passed, November 20.

November 13. To authorize James Simpson, of St. Clair

county, to practice medicine and charge therefor. Passed, November 20.

November 30. For the relief of the heirs of the estate of William Cameron, deceased, late of St. Clair county. Passed, December 12.

December 4. To declare Thomas M. Springfield a citizen of St. Clair county. Passed.

December 4. For the relief of Isaac Shannon. Passed, December 29.

December 8. To make Mrs. Mary E. Wilson, of Dallas county, a free-dealer.

November 11. For the relief of C. P. Simmons of Franklin county. Passed, December 24.

December 14. Joint resolution in relation to citizens of the State who are laboring under political disabilities. Adopted.

By Mr. STEWART—

November 30. To authorize the judges of probate in the counties of Perry, Greene and Pickens to hire persons confined as convicts in jails of their respective counties, and sentenced to hard labor, to work on the Cahaba, Marion and Greensboro railroad, approved January 23, 1867. Report adverse, and concurred in, December 4.

November 30. To amend section 2357 of the Revised Code. Passed, December 23.

December 3. To confer upon the judge of probate of Perry county, sitting at any term of his court, all the rights and powers conferred upon the court of county commissioners by section 1310 of the Revised Code. Report adverse, and concurred in, December 12.

December 7. To incorporate the town of Marion, in Perry county. Passed, December 10.

By Mr. STUBBLEFIELD—

December 8. For the protection of the estates of married women.

December 24. Authorizing and empowering the commissioners court of Walker county to issue bonds.

December 24. For the relief of the inhabitants of this State against injuries to person, property and reputation.

December 24. To make Sarah A. Gravelee, of Walker county, a free dealer.

By Mr. STROBACK—

November 17. To extend the lien of mechanics and builders. Substitute adopted, and passed, December 11.

November 24. To amend an act to abolish fences in certain portions of Montgomery county.

November 30. To repeal sections 3598 and 3599 of the Revised Code. Indefinitely postponed.

December 8. To make Louisa M. Mervine, of Montgomery county, a free dealer.

December 23. To authorize the court of county commissioners of Chambers county to issue bonds.

December 23. To make Sallie C. Carlisle, of Chambers county, a free dealer.

December 23. For the relief of subordinate clerks of the House. Indefinitely postponed, December 24.

December 23. To prescribe the oath of office to certain municipal officers. Passed.

By Mr. TAYLOR, of Chambers—

November 14. To authorize J. F. Hammond to establish a gift jewelry enterprise in Montgomery, one in Eufaula and two in Mobile. Tabled.

December 15. To increase the fees of the sheriff of Chambers county in certain cases.

By Mr. TAYLOR, of Winston—

November 24. To relieve William B. Seymour and Andrew J. Taylor. Passed, December 11.

December 1. For the relief of Jonathan Burton, late sheriff of Winston county.

December 8. To declare Paul Seigle and Silas Mulford citizens of Winston county. Passed, December 29.

December 8. To make Eliza A. C. Morgan, of Barbour county, a free dealer. Passed, December 29.

By Mr. THOMPSON—

November 11. To ratify the election of officers in Montgomery, on the 4th, 5th, 6th, 7th and 8th February, 1868.

November 17. For the relief of Gilbert Long, of Montgomery county. Tabled.

December 28. Joint resolution for the relief of Isaac Cohen. Passed.

By Mr. THWEATT—

November 13. To establish a Fireman's Aid Association. Report adverse, and concurred in, December 16.

November 13. To appoint administrators, &c.

By Mr. TILLER—

November 21. To extend the time for the collection of taxes in Henry county. Passed, December 11.

December 2. To authorize the court of county commissioners of Henry county to levy an additional tax for county purposes.

December 3. For the relief of George T. Kincey, of Henry county.

December 3. To allow Isaac W. West to practice physic in Henry county. Passed, December 23.

By Mr. TUCKER—

November 11. For the relief of John Brow, of Lee county. Tabled.

November 14. To amend paragraph 10, of section 1, article 3, of the Revised Code. Report adverse, and concurred in, December 10.

November 23. For the relief of William Brooks, of Lee county. Lost on passage, December 2.

November 24. To change the county line between Lee and Russell counties. Report adverse, and concurred in, December 23.

December 8. For the relief of certain persons herein named.

By Mr. TURNER—

November 14. To empower the probate judge of Elmore county, to issue search warrants. Passed, November 20.

November 23. To protect lumbermen. Report adverse, and concurred in, November 26.

December 3. To allow W. W. Moorefield and G. O. Jordan to establish a ferry across the Tallapoosa river.

December 8. To amend the charter of the Wetumpka Insurance Company. Passed, December 21.

By Mr. VANZANDT—

November 10. To change the boundary line between the counties of Elmore and Coosa. Passed, December 2.

November 11. To repeal section 2, of an ordinance No. 2,

adopted September 21, 1865. Lost on third reading, November 23. Reconsidered and passed, November 24.

November 11. To punish trespass by camp hunters in Coosa county. Passed, November 16.

November 12. To make Lucy Freeman, of Coosa county, a free dealer. Passed, November 28.

November 20. To provide for drawing and forming grand and petit juries in this State.

November 27. To make Eleanor Matilda Brass, of Elmore county, a free dealer. Passed, December 14.

December 4. To amend an act to extend the time in which to open judgments and grant new trials in certain cases, approved October 10, 1868.

December 4. To authorize the court of county commissioners of Lee, Tallapoosa, Coosa, Talladega, Shelby, Jefferson, Walker, Winston, Lawrence and Franklin counties to subscribe to the capital stock of the Savannah and Memphis Railroad and for other purposes therein named. Passed, December 29.

By Mr. WALKER—

November 20. To allow the county commissioners of Hale county 12 months further time in which to complete the county jail. Passed, December 29.

November 21. In relation to county superintendents of education. Passed, December 26.

November 21. To compensate J. E. Granger, late sheriff of Hale county. Indefinitely postponed.

By Mr. WHITE—

November 12. For the relief of John B. Billingsley, of Blount county. Passed, November 28.

November 17. For the relief of W. G. Gunter, of Blount county. Passed, December 14.

By Mr. WILLIAMS—

November 11. For the relief of Marion Abercrombie, of Montgomery county. Passed, November 27.

December 14. To secure the collection of rents in the city of Montgomery. Report adverse, and concurred in, December 24.

December 23. To amend the fence law.

By Mr. WILSON—

November 13. To amend section 2061 of the Revised Code. Report adverse, and concurred in, December 15.

December 3. To change the time of holding the spring term of the circuit court of Clarke county. Report adverse, and concurred in, December 8.

December 21. Annexing the duties of clerk of circuit court of Clarke county with those of judge of probate. Passed.

December 21. For increasing the fees of the county officers of Clarke county. Passed.

December 21. Requiring security for costs in certain cases. Passed, December 29.

December 21. To amend section 3518 of the Revised Code.

By Mr. WOOD—

November 30. To prevent the killing of game in certain seasons in this State. Indefinitely postponed.

December 19. Joint resolution for the relief of E. F. Jennings, W. R. Chisholm, G. W. Malone, G. T. McAfee, J. DeF. Richards and H. G. Thomas. Passed.

December 24. To authorize the county commissioners to collect a license for keeping dogs. Indefinitely postponed.

By Mr. YATES—

November 10. To authorize the commissioners court of Conecuh county to levy a special tax. Passed, November 13

November 10. To incorporate the Melena Log Driving Company.

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